

To: Wehling, Carrie[Wehling.Carrie@epa.gov]; Hough, Palmer[Hough.Palmer@epa.gov]; Sheppard, Tracy[Sheppard.Tracy@epa.gov]; Nalven, Heidi[Nalven.Heidi@epa.gov]
Cc: Kirby, Kevin[KIRBY.KEVIN@EPA.GOV]
From: Palomaki, Ashley[O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=51778D942F2741F8885A8180EC2D6036-PALOMAKI, A]
Sent: Mon 8/12/2019 2:00:11 PM (UTC)
Subject: RE: BBWA RFC Follow-up

Thanks. I don't have any additional edits.

Ashley Palomaki
Assistant Regional Counsel
U.S. EPA Region 10 Office of Regional Counsel
1200 Sixth Avenue, Suite 155, M/S 11-C07
Seattle, WA 98101
206-553-8582

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Friday, August 09, 2019 6:13 AM
To: Hough, Palmer <Hough.Palmer@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: RE: BBWA RFC Follow-up

Great, Palmer. Thanks so much.
Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Hough, Palmer <Hough.Palmer@epa.gov>
Sent: Friday, August 09, 2019 9:02 AM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: RE: BBWA RFC Follow-up

Carrie

Thanks for the opportunity to review. I made a couple of clarifications on top of your edits.

Thanks, Palmer

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Friday, August 09, 2019 8:13 AM
To: Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Hough, Palmer <Hough.Palmer@epa.gov>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: RE: BBWA RFC Follow-up

Thanks, Tracy. I made a few tweaks to address your comment.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Also copying Kevin so he can see the latest draft. As well as Palmer and Ashley in case they see a need for tweaks.

I plan to send this to Matt/David later today for their review.

Thanks.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Sent: Friday, August 09, 2019 7:02 AM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: BBWA RFC Follow-up

Here are my comments.

Tracy L. Sheppard, Attorney-Advisor,
US EPA, Office of General Counsel
Sheppard.Tracy@epa.gov
(202) 564-1305 office
Ex. 6 Personal Privacy (PP) mobile

CONFIDENTIAL communication for internal deliberations only; may contain deliberative, attorney-client, attorney work product, or otherwise privileged material; do not distribute outside EPA or DOJ.

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Thursday, August 8, 2019 2:14 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: RE: BBWA RFC Follow-up

Looks good to me. I made two minor edits.

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Thursday, August 8, 2019 2:02 PM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: FW: BBWA RFC Follow-up

Here's my quick attempt to revise the OEI draft. Any thoughts on this?

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Thursday, August 08, 2019 12:31 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: BBWA Follow-up

Yes, can you take a stab at the revisions. Thanks

Matthew Z. Leopold

General Counsel

U.S. Environmental Protection Agency

(202) 564-8040

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

Sent: Thursday, August 8, 2019 12:09 PM

To: Fotouhi, David <Fotouhi.David@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Subject: FW: BBWA Follow-up

Ex. 5 Deliberative Process (DP)

If you agree, I can send revisions to Kevin to reflect this.

Carrie

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Sent: Thursday, August 08, 2019 11:02 AM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Cc: Gonder, Sharon <Gonder.Sharon@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: FW: BBWA Follow-up

Hi Matt,

I have been advised to coordinate with you on this response we've developed for CEI concerning the BBWA request for correction.

I would be most grateful for your input as we try to get this note out this week.

Thanks,

Kevin

Kevin J. Kirby

Enterprise Data Architect

US Environmental Protection Agency

OEI/OEIP/EQMD

202 566-1656 desk

From: Gonder, Sharon <Gonder.Sharon@epa.gov>

Sent: Wednesday, August 7, 2019 9:04 AM

To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Subject: FW: BBWA Follow-up

FYI

Sharon Gonder | Acting Deputy Office Director
Office of Enterprise Information Programs
Office of Mission Support | U.S. Environmental Protection Agency
(202) 564-5256 | gonder.sharon@epa.gov

From: Noga, Vaughn <Noga.Vaughn@EPA.GOV>
Sent: Wednesday, August 07, 2019 7:48 AM
To: Holloman, Vincia <Holloman.Vincia@epa.gov>; Gonder, Sharon <Gonder.Sharon@epa.gov>
Cc: Wells, Jeffrey <Wells.jeffrey@epa.gov>
Subject: BBWA Follow-up

All,

Ex. 5 Deliberative Process (DP)

Thank you
Vaughn

Vaughn Noga, Chief Information Officer
and Deputy Assistant Administrator for Environmental Information
Office of Mission Support
U.S. Environmental Protection Agency
1200 Pennsylvania Ave
Washington DC 20460

To: Palomaki, Ashley[Palomaki.Ashley@epa.gov]; Hoppe, Allison[hoppe.allison@epa.gov]; Hough, Palmer[Hough.Palmer@epa.gov]
From: McGrath, Patricia[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B5A069B6877F4EB985D83829C51EA4FA-MCGRATH, PA]
Sent: Tue 6/4/2019 8:53:16 PM (UTC)
Subject: RE: Pebble interim drafts

I note that the email below appears to be asking that our letters be prepared so that final editing occurs on June 21 instead of June 28/July 1. David A. said that he would check in to see what is intended.
Patty

From: Palomaki, Ashley
Sent: Tuesday, June 4, 2019 1:27 PM
To: Hoppe, Allison <hoppe.allison@epa.gov>; McGrath, Patricia <mcgrath.patricia@epa.gov>; Peterson, Erik <Peterson.Erik@epa.gov>
Subject: FW: Pebble interim drafts

Ashley Palomaki
Assistant Regional Counsel
U.S. EPA Region 10 Office of Regional Counsel
1200 Sixth Avenue, Suite 155, M/S 11-C07
Seattle, WA 98101
206-553-8582

From: Hough, Palmer
Sent: Tuesday, June 04, 2019 12:04 PM
To: Palomaki, Ashley <Palomaki.Ashley@epa.gov>; LaCroix, Matthew <LaCroix.Matthew@epa.gov>; Szerlog, Michael <Szerlog.Michael@epa.gov>
Cc: Steiner-Riley, Cara <Steiner-Riley.Cara@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Kaiser, Russell <Kaiser.Russell@epa.gov>
Subject: RE: Pebble interim drafts

Folks:

FYI – we are revising the 404 Enclosure to reflect the comments and suggestions David F provided last week, to the extent possible.

Ex. 5 Deliberative Process (DP)

-Palmer

From: Palomaki, Ashley
Sent: Tuesday, June 04, 2019 2:07 PM
To: Hough, Palmer <Hough.Palmer@epa.gov>; LaCroix, Matthew <LaCroix.Matthew@epa.gov>; Szerlog, Michael <Szerlog.Michael@epa.gov>
Cc: Steiner-Riley, Cara <Steiner-Riley.Cara@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>
Subject: FW: Pebble interim drafts

FYI -

Ashley Palomaki
Assistant Regional Counsel
U.S. EPA Region 10 Office of Regional Counsel
1200 Sixth Avenue, Suite 155, M/S 11-C07

From: Stern, Allyn

Sent: Tuesday, June 04, 2019 10:44 AM

To: Palomaki, Ashley <Palomaki.Ashley@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Steiner-Riley, Cara <Steiner-Riley.Cara@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: Fwd: Pebble interim drafts

Allyn Stern
Regional Counsel
US EPA Region 10
206-553-1223
stern.allyn@epa.gov

Begin forwarded message:

From: "Fotouhi, David" <Fotouhi.David@epa.gov>

Date: June 4, 2019 at 10:41:52 AM PDT

To: "Allnutt, David" <Allnutt.David@epa.gov>

Cc: "Hladick, Christopher" <hladick.christopher@epa.gov>, "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Bolen, Brittany" <bolen.brittany@epa.gov>, "Stern, Allyn" <Stern.Alynn@epa.gov>, "Tomiak, Robert" <tomiak.robert@epa.gov>, "Goodin, John" <Goodin.John@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>

Subject: RE: Pebble interim drafts

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David:

Thank you for providing these drafts to Matt. As I thought further about the issues we discussed at our meeting with the full team last week, Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Best,

David

David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Allnutt, David

Sent: Monday, June 3, 2019 8:51 PM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Stern, Allyn <Stern.Allyn@epa.gov>; Tomiak, Robert <tomiak.robert@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>

Subject: RE: Pebble interim drafts

Matt – attached please find more complete drafts of the DEIS and 404 comment cover letters and enclosures. The Word documents entitled “PLP 404 Cover Letter_3June2019” and “PLP DEIS Cover Letter_3June2019” are ready for your review and discussion at next week’s check-in meeting in Seattle.

We had a helpful review session with David Fotouhi late last Thursday. We’re currently revising the enclosures to both letters to address David F’s recommendations at this meeting regarding

Ex. 5 Deliberative Process (DP)

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<< File: PLP 404 Cover Letter_3June2019.docx >> << File: PLP DEIS Cover Letter_3June2019.docx >> << File: PLP 404 Enclosure_22May2019 draft.docx >> << File: PLP DEIS Detailed Comments_22May2019.docx >>



R. David Allnutt, Director
Laboratory Services and Applied Science Division
U.S. EPA, Region 10
1200 Sixth Avenue, Suite 155, 14-D12
Seattle, Washington 98101-3123
(206) 553-2581

From: Allnutt, David

Sent: Friday, May 10, 2019 5:47 PM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Cc: Hladick, Christopher <hladick.christopher@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Stern, Allyn <Stern.Allyn@epa.gov>; Tomiak, Robert <tomiak.robert@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>

Subject: Pebble interim drafts

Matt – Per your request, attached to this message are interim drafts of the draft EIS and 404 comment letters (and enclosures). I think that you’re aware that the Corps has extended to deadline to comment on the draft EIS to July 1 and District Regulatory Director has stated publicly (and has assured me personally) that the 404 comment deadline will be similarly extended to be coextensive.

Ex. 5 Deliberative Process (DP)

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<< File: NEPA Cover Letter for GC.docx >> << File: NEPA Enclosure for GC.docx >> << File: 404 Cover Letter for GC.docx >> << File: 404 Enclosure for GC.docx >>

R. David Allnutt, Director
Laboratory Services and Applied Science Division
U.S. EPA, Region 10
1200 Sixth Avenue, Suite 155, 14-D12
Seattle, Washington 98101-3123
(206) 553-2581

To: Marshall, Tom[marshall.tom@epa.gov]
From: Hoppe, Allison[O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=HOPPE, ALLISON]
Sent: Fri 6/7/2019 7:51:17 PM (UTC)
Subject: RE: (Pls forward Dave's email to J as well) nm FW: Pebble interim drafts

done

Allison Hoppe
Attorney Advisor
American Indian & Alaska Native Special Emphasis Program Manager
Cross-Cutting Issues Law Office
Office of General Counsel
U.S. Environmental Protection Agency
(202) 564-1912

I am a proud member of the LGBTQ+ community AND an EPA Ally. [Learn more and take the pledge here.](#)

Pronouns: She/Her/Hers

From: Marshall, Tom
Sent: Friday, June 7, 2019 3:48 PM
To: Hoppe, Allison <hoppe.allison@epa.gov>
Subject: (Pls forward Dave's email to J as well) nm FW: Pebble interim drafts

From: Goodin, John
Sent: Friday, June 07, 2019 3:35 PM
To: Frazer, Brian <Frazer.Brian@epa.gov>; Kaiser, Russell <Kaiser.Russell@epa.gov>; Hough, Palmer <Hough.Palmer@epa.gov>
Cc: Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Hoppe, Allison <hoppe.allison@epa.gov>; Marshall, Tom <marshall.tom@epa.gov>; Barnhart, Megan <barnhart.megan@epa.gov>
Subject: FW: Pebble interim drafts

From: Allnutt, David
Sent: Friday, June 07, 2019 2:17 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Stern, Allyn <Stern.Alyn@epa.gov>; Tomiak, Robert <tomiak.robert@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>
Subject: RE: Pebble interim drafts

Matt - attached are yet more refined (and hopefully improved) drafts of the DEIS and 404 comment cover letters and enclosures, together with some other materials for you to review on your flight to Seattle on Sunday.

The **cover letters** differ from the June 3 drafts that were shared with leadership on Monday in that they now contain text that would effectuate alternative policy options for the letters.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

The **enclosures** to both letters have been significantly revised from the May 22 drafts attached to my last email to you. These changes

Ex. 5 Deliberative Process (DP)

Also attached to this message is an updated **schedule**. The updates are intended to identify where milestones have passed (in green text) and to reflect direction we received from David earlier this week on when political leadership can expect the next draft of the letters (now June 21, assuming that comments on today's drafts are received no later than June 19).

Finally, I have attached a very brief **purpose statement and proposed agenda** for our meeting on Monday. The team is meeting this afternoon and may have additional materials to share on Monday.

I look forward to seeing you in Seattle on Monday. Please let me know if you have any questions.

<< File: PLP 404 Cover Letter_7June2019.docx >> << File: PLP 404 Enclosure_7June2019.docx >> << File: PLP DEIS NEPA Cover Letter_7June2019.docx >> << File: PLP DEIS Enclosure_7June2019 draft.docx >> << File: Pebble DEIS + 404 letter prep and meeting schedule_20190606.xlsx >> << File: June 10 Briefing Agenda.docx >>

<< OLE Object: Picture (Device Independent Bitmap) >>

R. David Allnutt, Director
Laboratory Services and Applied Science Division
U.S. EPA, Region 10
1200 Sixth Avenue, Suite 155, 14-D12
Seattle, Washington 98101-3123
(206) 553-2581

From: Allnutt, David
Sent: Monday, June 03, 2019 5:51 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Fotouhi, David <fotouhi.david@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Stern, Allyn <Stern.Allyn@epa.gov>; Tomiak, Robert <tomiak.robert@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>
Subject: RE: Pebble interim drafts

Matt - attached please find more complete drafts of the DEIS and 404 comment cover letters and enclosures. The Word documents entitled "PLP 404 Cover Letter_3June2019" and "PLP DEIS Cover Letter_3June2019" are ready for your review and discussion at next week's check-in meeting in Seattle.

We had a helpful review session with David Fotouhi late last Thursday. We're currently revising the enclosures to both letters to address David F's recommendations at this meeting regarding

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R. David Allnutt, Director
Laboratory Services and Applied Science Division
U.S. EPA, Region 10
1200 Sixth Avenue, Suite 155, 14-D12
Seattle, Washington 98101-3123

From: Allnutt, David
Sent: Friday, May 10, 2019 5:47 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Hladick, Christopher <hladick.christopher@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Stern, Allyn <Stern.Allyn@epa.gov>; Tomiak, Robert <tomiak.robert@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>
Subject: Pebble interim drafts

Matt - Per your request, attached to this message are interim drafts of the draft EIS and 404 comment letters (and enclosures). I think that you're aware that the Corps has extended to deadline to comment on the draft EIS to July 1 and District Regulatory Director has stated publicly (and has assured me personally) that the 404 comment deadline will be similarly extended to be coextensive.

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<< File: NEPA Cover Letter for GC.docx >> << File: NEPA Enclosure for GC.docx >> << File: 404 Cover Letter for GC.docx >> << File: 404 Enclosure for GC.docx >>

R. David Allnutt, Director
Laboratory Services and Applied Science
Division
U.S. EPA, Region 10
1200 Sixth Avenue, Suite 155, 14-D12
Seattle, Washington 98101-3123
(206) 553-2581

To: Marshall, Tom[marshall.tom@epa.gov]; Tomiak, Robert[tomiak.robert@epa.gov]; Schaedle, Candi[Schaedle.Candi@epa.gov]; Barnhart, Megan[barnhart.megan@epa.gov]
From: Hoppe, Allison[[O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP \(FYDIBOHF23SPDLT\)/CN=RECIPIENTS/CN=HOPPE, ALLISON](mailto:O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=HOPPE, ALLISON)]
Sent: Tue 6/4/2019 8:30:30 PM (UTC)
Subject: FW: Pebble interim drafts

Update on 404 side from David F. below.

From: Hough, Palmer
Sent: Tuesday, June 04, 2019 12:04 PM
To: Palomaki, Ashley <Palomaki.Ashley@epa.gov>; LaCroix, Matthew <LaCroix.Matthew@epa.gov>; Szerlog, Michael <Szerlog.Michael@epa.gov>
Cc: Steiner-Riley, Cara <Steiner-Riley.Cara@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Frazer, Brian <Frazer.Brian@epa.gov>; Kaiser, Russell <Kaiser.Russell@epa.gov>
Subject: RE: Pebble interim drafts

Folks:

FYI – we are revising the 404 Enclosure to reflect the comments and suggestions David F provided last week, to the extent possible.

Ex. 5 Deliberative Process (DP)

-Palmer

From: Palomaki, Ashley
Sent: Tuesday, June 04, 2019 2:07 PM
To: Hough, Palmer <Hough.Palmer@epa.gov>; LaCroix, Matthew <LaCroix.Matthew@epa.gov>; Szerlog, Michael <Szerlog.Michael@epa.gov>
Cc: Steiner-Riley, Cara <Steiner-Riley.Cara@epa.gov>; Allnutt, David <Allnutt.David@epa.gov>
Subject: FW: Pebble interim drafts

FYI -

Ashley Palomaki
Assistant Regional Counsel
U.S. EPA Region 10 Office of Regional Counsel
1200 Sixth Avenue, Suite 155, M/S 11-C07
Seattle, WA 98101
206-553-8582

From: Stern, Allyn
Sent: Tuesday, June 04, 2019 10:44 AM
To: Palomaki, Ashley <Palomaki.Ashley@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Steiner-Riley, Cara <Steiner-Riley.Cara@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: Fwd: Pebble interim drafts

Allyn Stern
Regional Counsel
US EPA Region 10
206-553-1223
stern.allyn@epa.gov
Begin forwarded message:

From: "Fotouhi, David" <Fotouhi.David@epa.gov>

Date: June 4, 2019 at 10:41:52 AM PDT

To: "Allnutt, David" <Allnutt.David@epa.gov>

Cc: "Hladick, Christopher" <hladick.christopher@epa.gov>, "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Bolen, Brittany" <bolen.brittany@epa.gov>, "Stern, Allyn" <Stern.Alyn@epa.gov>, "Tomiak, Robert" <tomiak.robert@epa.gov>, "Goodin, John" <Goodin.John@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>

Subject: RE: Pebble interim drafts

DELIBERATIVE—DO NOT RELEASE

David:

Thank you for providing these drafts to Matt. As I thought further about the issues we discussed at our meeting with the full team last week

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Best,

David

David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Allnutt, David

Sent: Monday, June 3, 2019 8:51 PM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Hladick, Christopher <hladick.christopher@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Stern, Allyn <Stern.Alyn@epa.gov>; Tomiak, Robert <tomiak.robert@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>

Subject: RE: Pebble interim drafts

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R. David Allnutt, Director
Laboratory Services and Applied Science Division
U.S. EPA, Region 10
1200 Sixth Avenue, Suite 155, 14-D12
Seattle, Washington 98101-3123
(206) 553-2581

From: Allnutt, David

Sent: Friday, May 10, 2019 5:47 PM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Cc: Hladick, Christopher <hladick.christopher@epa.gov>; Bolen, Brittany <bolen.brittany@epa.gov>; Forsgren, Lee <Forsgren.Lee@epa.gov>; Stern, Allyn <Stern.Alyn@epa.gov>; Tomiak, Robert <tomiak.robert@epa.gov>; Goodin, John <Goodin.John@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>

Subject: Pebble interim drafts

Matt – Per your request, attached to this message are interim drafts of the draft EIS and 404 comment letters (and enclosures). I think that you're aware that the Corps has extended to deadline to comment on the draft EIS to July 1 and District Regulatory Director has stated publicly (and has assured me personally) that the 404 comment deadline will be similarly extended to be coextensive.

Ex. 5 Deliberative Process (DP)

<< File: NEPA Cover Letter for GC.docx >> << File: NEPA Enclosure for GC.docx >> << File: 404 Cover Letter for GC.docx >> << File: 404 Enclosure for GC.docx >>

R. David Allnutt, Director
Laboratory Services and Applied Science Division
U.S. EPA, Region 10

1200 Sixth Avenue, Suite 155, 14-D12
Seattle, Washington 98101-3123
(206) 553-2581

To: Schaedle, Candi[Schaedle.Candi@epa.gov]; Barnhart, Megan[Barnhart.Megan@epa.gov]; Hoppe, Allison[hoppe.allison@epa.gov]
Cc: Tomiak, Robert[tomiak.robert@epa.gov]
From: Marshall, Tom[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5D29134E5E32489B9AB0AEB262F55075-TMARSHAL]
Sent: Tue 6/4/2019 7:59:23 PM (UTC)
Subject: RE: Pebble interim drafts

Hi, all

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thanks.

Tom Marshall
Assistant General Counsel
Cross-Cutting Issues Law Office
Office of General Counsel
US EPA, Room 7340C WJCN
202.564.5549

From: Schaedle, Candi
Sent: Tuesday, June 04, 2019 3:33 PM
To: Barnhart, Megan <barnhart.megan@epa.gov>; Hoppe, Allison <hoppe.allison@epa.gov>; Marshall, Tom <marshall.tom@epa.gov>
Cc: Tomiak, Robert <tomiak.robert@epa.gov>
Subject: FW: Pebble interim drafts

FYI – It appears that HQ comments and edits have yet to be incorporated into the detailed comments as indicated below

From: Tomiak, Robert
Sent: Tuesday, June 04, 2019 9:05 AM
To: Schaedle, Candi <Schaedle.Candi@epa.gov>
Subject: Fwd: Pebble interim drafts

FYI

Thanks, Rob
Begin forwarded message:

From: "Allnutt, David" <Allnutt.David@epa.gov>
Date: June 3, 2019 at 6:51:19 PM CST
To: "Leopold, Matt (OGC)" <Leopold.Matt@epa.gov>
Cc: "Fotouhi, David" <Fotouhi.David@epa.gov>, "Hladick, Christopher" <hladick.christopher@epa.gov>, "Bolen, Brittany" <bolen.brittany@epa.gov>, "Forsgren, Lee" <Forsgren.Lee@epa.gov>, "Stern, Allyn" <Stern.Alyn@epa.gov>, "Tomiak, Robert" <tomiak.robert@epa.gov>, "Goodin, John" <Goodin.John@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>
Subject: RE: Pebble interim drafts

Matt – attached please find more complete drafts of the DEIS and 404 comment cover letters and enclosures. The Word documents entitled “PLP 404 Cover Letter_3June2019” and “PLP DEIS Cover Letter_3June2019” are ready for your review and discussion at next week’s check-in meeting in Seattle.

We had a helpful review session with David Fotouhi late last Thursday. We’re currently revising the enclosures to both letters to address David F’s recommendations at this meeting regarding

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)



To: POA Special Projects[poaspecialprojects@usace.army.mil]; Vaughan, Molly[Vaughan.Molly@epa.gov]
Cc: Craig, Bill[bill.m.craig@aecom.com]; James Fuego[jamesfuego@pebblepartnership.com]
From: McGrath, Patricia[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B5A069B6877F4EB985D83829C51EA4FA-MCGRATH, PA]
Sent: Tue 2/5/2019 11:56:49 PM (UTC)
Subject: RE: RFI106 Clarification (UNCLASSIFIED)

Shane-

This came in during the partial government shutdown that impacted EPA.

It is not clear to me which EPA comment is being referred to. We are happy to provide clarity or a response, but please let me know which comment is being referenced and if you still need clarity.

Thanks -

Patty

Patty McGrath |Acting Manager
Aquatic Resources Unit
U.S. Environmental Protection Agency, Region 10
1200 Sixth Avenue, Seattle, WA 98101
M/S: OERA-140
Office: (206) 553-6113
Cell: Ex. 6 Personal Privacy (PP)
mcgrath.patricia@epa.gov

-----Original Message-----

From: POA Special Projects <poaspecialprojects@usace.army.mil>
Sent: Thursday, January 3, 2019 7:46 AM
To: Vaughan, Molly <Vaughan.Molly@epa.gov>; McGrath, Patricia <mcgrath.patricia@epa.gov>
Cc: Craig, Bill <bill.m.craig@aecom.com>; James Fuego <jamesfuego@pebblepartnership.com>
Subject: FW: RFI106 Clarification (UNCLASSIFIED)

CLASSIFICATION: UNCLASSIFIED

Patty or Molly,
Can you provide the clarification requested from PLP?

VR

Shane McCoy

-----Original Message-----

From: James Fuego [mailto:jamesfuego@pebblepartnership.com]
Sent: Wednesday, January 2, 2019 1:35 PM
To: POA Special Projects <poaspecialprojects@usace.army.mil>; Bill Craig <bill.m.craig@aecom.com>
Cc: Tim Havey <timhavey@pebblepartnership.com>
Subject: [Non-DoD Source] RFI106 Clarification

Mr. McCoy

PLP is requesting clarification on question 1 of this RFI.

1. SRK (2018: Table 4) and KP (2018a: Table B1.1) provide source terms in the form of

concentrations. Please provide mass loading data alongside the source terms (preferably in Excel format).

It's unclear what mass loading data is being requested by EPA. The same source terms are used in multiple location throughout the model. If the request is for annual mass loading for each stream in the model and for each element associated with that stream, this would represent a very large and complex database that could not easily be produced.

Is this what AECOM is requesting, or is there a better way to address the question around mass loads.

Thanks,

James

James Fuego

Vice President - Permitting

Main: (907) 339-2600

Direct: (907) 339-2612

3201 C Street, Suite 505

Anchorage, AK 99503

CLASSIFICATION: UNCLASSIFIED

To: Brown, Leah[Brown.Leah@epa.gov]; Skadowski, Suzanne[Skadowski.Suzanne@epa.gov]; Grandinetti, Cami[Grandinetti.Cami@epa.gov]
Cc: Peterson, Erik[Peterson.Erik@epa.gov]
From: Palomaki, Ashley[O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=51778D942F2741F8885A8180EC2D6036-PALOMAKI, A]
Sent: Mon 8/19/2019 4:03:01 PM (UTC)
Subject: FW: BBWA RFC Follow-up
[BBWA response 15 Aug 2019 VN.pdf](#)

FYI – Erik/I are happy to explain if folks have questions.

Ashley Palomaki
Assistant Regional Counsel
U.S. EPA Region 10 Office of Regional Counsel
1200 Sixth Avenue, Suite 155, M/S 11-C07
Seattle, WA 98101
206-553-8582

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Monday, August 19, 2019 5:47 AM
To: Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: FW: BBWA RFC Follow-up

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Sunday, August 18, 2019 9:26 PM
To: Peterson, Erik <Peterson.Erik@epa.gov>; Hough, Palmer <Hough.Palmer@epa.gov>
Cc: Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: FW: BBWA RFC Follow-up

FYI, here’s the final version of this; hope this closes this RFC.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Judd, Jennifer <Judd.Jennifer@epa.gov>
Sent: Thursday, August 15, 2019 1:40 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Cc: Henderson, Austin <Henderson.Austin@epa.gov>
Subject: RE: BBWA RFC Follow-up

Carrie, Kevin,
Please find the signed response attached. As for getting it to Mr. Lieberman, do you recommend we just mail it via the US Postal Service, or also email it to him?
Thank you,
Jennifer

Jennifer Judd
Senior Advisor
Environmental Information, Immediate Office (IO)
US EPA Office of Mission Support (OMS)
Office 202.566.9993, Mobile Ex. 6 Personal Privacy (PP)

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Wednesday, August 14, 2019 4:19 PM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Cc: Judd, Jennifer <Judd.Jennifer@epa.gov>
Subject: RE: BBWA RFC Follow-up

If you could, please send me the signed version – I will get it around to the folks working on this.
Thanks.
Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Sent: Wednesday, August 14, 2019 1:09 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>
Cc: Judd, Jennifer <Judd.Jennifer@epa.gov>
Subject: RE: BBWA RFC Follow-up

Carrie,
Thanks for circling back with us on this!
We'll enter this into the open CMS Control as completed.

Jennifer,
To put closure on our public website for this IQG Case, I will need a scanned image of the signed response document. I would be enormously grateful if you could scan this and send me a copy before this hits the mail. I'll give it a full week before posting to ensure that hard copy was received first by US Postal Service.
Thanks!
Kevin

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Wednesday, August 14, 2019 10:36 AM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Subject: FW: BBWA RFC Follow-up

Matt Leopold and David Fotouhi have approved this so it's ready to sign.
Thanks for your patience.
Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Wehling, Carrie
Sent: Friday, August 09, 2019 10:02 AM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Subject: RE: BBWA RFC Follow-up

Sure. Here's the clean version.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Sent: Friday, August 09, 2019 9:45 AM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: BBWA RFC Follow-up

Carrie,
Thanks for taking this to the next level!
Appreciating Vaughn's desire to get this out today, do you think it premature to run this latest copy by him. I know that you still wish to run this by Matt.
Kevin

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Friday, August 9, 2019 9:13 AM
To: Hough, Palmer <Hough.Palmer@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: RE: BBWA RFC Follow-up

Great, Palmer. Thanks so much.
Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Hough, Palmer <Hough.Palmer@epa.gov>
Sent: Friday, August 09, 2019 9:02 AM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: RE: BBWA RFC Follow-up

Carrie

Thanks for the opportunity to review. I made a couple of clarifications on top of your edits.

Thanks, Palmer

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Friday, August 09, 2019 8:13 AM
To: Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Hough, Palmer <Hough.Palmer@epa.gov>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>

Subject: RE: BBWA RFC Follow-up

Thanks, Tracy. I made a few tweaks to address your comment.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Also copying Kevin so he can see the latest draft. As well as Palmer and Ashley in case they see a need for tweaks.

I plan to send this to Matt/David later today for their review.

Thanks.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Sent: Friday, August 09, 2019 7:02 AM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: BBWA RFC Follow-up

Here are my comments.

Tracy L. Sheppard, Attorney-Advisor,
US EPA, Office of General Counsel
Sheppard.Tracy@epa.gov
(202) 564-1305 office

Ex. 6 Personal Privacy (PP) mobile

CONFIDENTIAL communication for internal deliberations only; may contain deliberative, attorney-client, attorney work product, or otherwise privileged material; do not distribute outside EPA or DOJ.

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Thursday, August 8, 2019 2:14 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: RE: BBWA RFC Follow-up

Looks good to me. I made two minor edits.

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Thursday, August 8, 2019 2:02 PM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: FW: BBWA RFC Follow-up

Here's my quick attempt to revise the OEI draft. Any thoughts on this?

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Thursday, August 08, 2019 12:31 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: BBWA Follow-up

Yes, can you take a stab at the revisions. Thanks

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
(202) 564-8040

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Thursday, August 8, 2019 12:09 PM
To: Fotouhi, David <Fotouhi.David@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: FW: BBWA Follow-up

Ex. 5 Deliberative Process (DP)

If you agree, I can send revisions to Kevin to reflect this.
Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Sent: Thursday, August 08, 2019 11:02 AM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Gonder, Sharon <Gonder.Sharon@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: BBWA Follow-up

Hi Matt,
I have been advised to coordinate with you on this response we've developed for CEI concerning the BBWA request for correction.
I would be most grateful for your input as we try to get this note out this week.
Thanks,
Kevin

Kevin J. Kirby
Enterprise Data Architect
US Environmental Protection Agency

OEI/OEIP/EQMD
202 566-1656 desk

From: Gonder, Sharon <Gonder.Sharon@epa.gov>

ED_002890_00110274-00005

Bristol Bay/Pebble Mine 2019 FOIAs_Production012

Sent: Wednesday, August 7, 2019 9:04 AM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Subject: FW: BBWA Follow-up

FYI

Sharon Gonder | Acting Deputy Office Director
Office of Enterprise Information Programs
Office of Mission Support | U.S. Environmental Protection Agency
(202) 564-5256 | gonder.sharon@epa.gov

From: Noga, Vaughn <Noga.Vaughn@EPA.GOV>
Sent: Wednesday, August 07, 2019 7:48 AM
To: Holloman, Vincia <Holloman.Vincia@epa.gov>; Gonder, Sharon <Gonder.Sharon@epa.gov>
Cc: Wells, Jeffrey <Wells.jeffrey@epa.gov>
Subject: BBWA Follow-up

All,

Ex. 5 Deliberative Process (DP)

Thank you
Vaughn

Vaughn Noga, Chief Information Officer
and Deputy Assistant Administrator for Environmental Information
Office of Mission Support
U.S. Environmental Protection Agency
1200 Pennsylvania Ave
Washington DC 20460

To: Peterson, Erik[Peterson.Erik@epa.gov]; Hough, Palmer[Hough.Palmer@epa.gov]
Cc: Nalven, Heidi[Nalven.Heidi@epa.gov]
From: Wehling, Carrie[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E3E55F11FDC7489698BE69849B301DA6-CWEHLING]
Sent: Mon 8/19/2019 1:25:33 AM (UTC)
Subject: FW: BBWA RFC Follow-up
[BBWA response 15 Aug 2019 VN.pdf](#)

FYI, here's the final version of this; hope this closes this RFC.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Judd, Jennifer <Judd.Jennifer@epa.gov>

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To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Cc: Henderson, Austin <Henderson.Austin@epa.gov>

Subject: RE: BBWA RFC Follow-up

Carrie, Kevin,

Please find the signed response attached. As for getting it to Mr. Lieberman, do you recommend we just mail it via the US Postal Service, or also email it to him?

Thank you,

Jennifer

Jennifer Judd

Senior Advisor

Environmental Information, Immediate Office (IO)

US EPA Office of Mission Support (OMS)

Office 202.566.9993, Mobile [Ex. 6 Personal Privacy \(PP\)](#)

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

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Cc: Judd, Jennifer <Judd.Jennifer@epa.gov>

Subject: RE: BBWA RFC Follow-up

If you could, please send me the signed version – I will get it around to the folks working on this.

Thanks.

Carrie

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

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Cc: Judd, Jennifer <Judd.Jennifer@epa.gov>

Subject: RE: BBWA RFC Follow-up

Carrie,

Thanks for circling back with us on this!

We'll enter this into the open CMS Control as completed.

Jennifer,

To put closure on our public website for this IQG Case, I will need a scanned image of the signed response document. I would be enormously grateful if you could scan this and send me a copy before this hits the mail. I'll give it a full week before posting to ensure that hard copy was received first by US Postal Service.

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Kevin

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Sent: Wednesday, August 14, 2019 10:36 AM

To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Subject: FW: BBWA RFC Follow-up

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Thanks for your patience.

Carrie

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

From: Wehling, Carrie

Sent: Friday, August 09, 2019 10:02 AM

To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Subject: RE: BBWA RFC Follow-up

Sure. Here's the clean version.

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

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To: Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: BBWA RFC Follow-up

Carrie,

Thanks for taking this to the next level!

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Kevin

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

Sent: Friday, August 9, 2019 9:13 AM

To: Hough, Palmer <Hough.Palmer@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>

Subject: RE: BBWA RFC Follow-up

Great, Palmer. Thanks so much.

Carrie

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

From: Hough, Palmer <Hough.Palmer@epa.gov>

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Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>

Subject: RE: BBWA RFC Follow-up

Carrie

Thanks for the opportunity to review. I made a couple of clarifications on top of your edits.

Thanks, Palmer

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

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Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Hough, Palmer <Hough.Palmer@epa.gov>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>

Subject: RE: BBWA RFC Follow-up

Thanks, Tracy. I made a few tweaks to address your comment.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Also copying Kevin so he can see the latest draft. As well as Palmer and Ashley in case they see a need for tweaks.

I plan to send this to Matt/David later today for their review.

Thanks.

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

From: Sheppard, Tracy <Sheppard.Tracy@epa.gov>

Sent: Friday, August 09, 2019 7:02 AM

To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: BBWA RFC Follow-up

Here are my comments.

Tracy L. Sheppard, Attorney-Advisor,

US EPA, Office of General Counsel

Sheppard.Tracy@epa.gov

(202) 564-1305 office

Ex. 6 Personal Privacy (PP) mobile

CONFIDENTIAL communication for internal deliberations only; may contain deliberative, attorney-client, attorney work product, or otherwise privileged material; do not distribute outside EPA or DOJ.

From: Nalven, Heidi <Nalven.Heidi@epa.gov>

Sent: Thursday, August 8, 2019 2:14 PM

To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>

Subject: RE: BBWA RFC Follow-up

Looks good to me. I made two minor edits.

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

Sent: Thursday, August 8, 2019 2:02 PM

To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>

Subject: FW: BBWA RFC Follow-up

Here's my quick attempt to revise the OEI draft. Any thoughts on this?

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Sent: Thursday, August 08, 2019 12:31 PM

To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>

Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Subject: RE: BBWA Follow-up

Yes, can you take a stab at the revisions. Thanks

Matthew Z. Leopold

General Counsel

U.S. Environmental Protection Agency

(202) 564-8040

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

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Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Subject: FW: BBWA Follow-up

Ex. 5 Deliberative Process (DP)

If you agree, I can send revisions to Kevin to reflect this.

Carrie

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Sent: Thursday, August 08, 2019 11:02 AM

To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>

Cc: Gonder, Sharon <Gonder.Sharon@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: FW: BBWA Follow-up

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Thanks,

Kevin

Kevin J. Kirby

Enterprise Data Architect

US Environmental Protection Agency

OEI/OEIP/EQMD

202 566-1656 desk

From: Gonder, Sharon <Gonder.Sharon@epa.gov>

Sent: Wednesday, August 7, 2019 9:04 AM

To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Subject: FW: BBWA Follow-up

FYI

Sharon Gonder | Acting Deputy Office Director

Office of Enterprise Information Programs

Office of Mission Support | U.S. Environmental Protection Agency

(202) 564-5256 | gonder.sharon@epa.gov

From: Noga, Vaughn <Noga.Vaughn@EPA.GOV>

Sent: Wednesday, August 07, 2019 7:48 AM

To: Holloman, Vincia <Holloman.Vincia@epa.gov>; Gonder, Sharon <Gonder.Sharon@epa.gov>

Cc: Wells, Jeffrey <Wells.jeffrey@epa.gov>

Subject: BBWA Follow-up

All,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you
Vaughn
Vaughn Noga, Chief Information Officer
and Deputy Assistant Administrator for Environmental Information
Office of Mission Support
U.S. Environmental Protection Agency
1200 Pennsylvania Ave
Washington DC 20460

To: Nalven, Heidi[Nalven.Heidi@epa.gov]; Wehling, Carrie[Wehling.Carrie@epa.gov]
From: Sheppard, Tracy[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=63186A03F8E14015BA94B59C699363FC-SHEPPARD, TRACY]
Sent: Fri 8/9/2019 11:02:14 AM (UTC)
Subject: RE: BBWA RFC Follow-up
Bristol Bay. response to CEI RFC HN TLS.docx

Here are my comments.

Tracy L. Sheppard, Attorney-Advisor,
US EPA, Office of General Counsel
Sheppard.Tracy@epa.gov
(202) 564-1305 office
Ex. 6 Personal Privacy (PP) mobile

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Cc: Henderson, Austin[Henderson.Austin@epa.gov]
From: Judd, Jennifer[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=025813A0AD0246518DD5722D3D40C78D-JUDD, JENNIFER]
Sent: Thur 8/15/2019 5:40:00 PM (UTC)
Subject: RE: BBWA RFC Follow-up
[BBWA response 15 Aug 2019 VN.pdf](#)

Carrie, Kevin,

Please find the signed response attached. As for getting it to Mr. Lieberman, do you recommend we just mail it via the US Postal Service, or also email it to him?

Thank you,

Jennifer

Jennifer Judd

Senior Advisor

Environmental Information, Immediate Office (IO)

US EPA Office of Mission Support (OMS)

Office 202.566.9993, Mobile Ex. 6 Personal Privacy (PP)

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

Sent: Wednesday, August 14, 2019 4:19 PM

To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Cc: Judd, Jennifer <Judd.Jennifer@epa.gov>

Subject: RE: BBWA RFC Follow-up

If you could, please send me the signed version – I will get it around to the folks working on this.

Thanks.

Carrie

Caroline (Carrie) Wehling

Assistant General Counsel

Water Law Office

U.S. Environmental Protection Agency

Washington DC 20004

202-564-5492

wehling.carrie@epa.gov

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Sent: Wednesday, August 14, 2019 1:09 PM

To: Wehling, Carrie <Wehling.Carrie@epa.gov>

Cc: Judd, Jennifer <Judd.Jennifer@epa.gov>

Subject: RE: BBWA RFC Follow-up

Carrie,

Thanks for circling back with us on this!

We'll enter this into the open CMS Control as completed.

Jennifer,

To put closure on our public website for this IQG Case, I will need a scanned image of the signed response document. I would be enormously grateful if you could scan this and send me a copy before this hits the mail. I'll give it a full week before posting to ensure that hard copy was received first by US Postal Service.

Thanks!

Kevin

From: Wehling, Carrie <Wehling.Carrie@epa.gov>

Sent: Wednesday, August 14, 2019 10:36 AM

To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Subject: FW: BBWA RFC Follow-up

Matt Leopold and David Fotouhi have approved this so it's ready to sign.

Thanks for your patience.

Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Wehling, Carrie

Sent: Friday, August 09, 2019 10:02 AM

To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Subject: RE: BBWA RFC Follow-up

Sure. Here's the clean version.

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wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>

Sent: Friday, August 09, 2019 9:45 AM

To: Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: BBWA RFC Follow-up

Carrie,

Thanks for taking this to the next level!

Appreciating Vaughn's desire to get this out today, do you think it premature to run this latest copy by him. I know that you still wish to run this by Matt.

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Sent: Friday, August 9, 2019 9:13 AM

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Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>

Subject: RE: BBWA RFC Follow-up

Great, Palmer. Thanks so much.

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Ex. 5 Deliberative Process (DP)

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Subject: RE: BBWA RFC Follow-up

Here are my comments.

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US EPA, Office of General Counsel
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(202) 564-1305, office
Ex. 6 Personal Privacy (PP) mobile

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Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

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U.S. Environmental Protection Agency
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Enterprise Data Architect
US Environmental Protection Agency

OEI/OEIP/EQMD
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Office of Mission Support
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1200 Pennsylvania Ave
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Sent: Fri 8/9/2019 6:35:31 PM (UTC)
Subject: RE: BBWA RFC Follow-up

Thank you. I will keep you posted.
Carrie

Caroline (Carrie) Wehling
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To: Wehling, Carrie <Wehling.Carrie@epa.gov>
Cc: Noga, Vaughn <Noga.Vaughn@EPA.GOV>; Gonder, Sharon <Gonder.Sharon@epa.gov>
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Got it.

Ex. 5 Deliberative Process (DP)

Thanks for getting back to me.
Kevin

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Sent: Friday, August 9, 2019 2:22 PM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
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Sent: Friday, August 09, 2019 1:30 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>
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Hi Carrie,
My management supports the changes noted.
Thanks for moving so quickly on this!

Ex. 5 Deliberative Process (DP)

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Cc: Gonder, Sharon <Gonder.Sharon@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: BBWA Follow-up

Hi Matt,
I have been advised to coordinate with you on this response we've developed for CEI concerning the BBWA request for correction. I would be most grateful for your input as we try to get this note out this week.
Thanks,
Kevin

Kevin J. Kirby
Enterprise Data Architect
US Environmental Protection Agency

OEI/OEIP/EQMD
202 566-1656 desk

From: Gonder, Sharon <Gonder.Sharon@epa.gov>
Sent: Wednesday, August 7, 2019 9:04 AM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Subject: FW: BBWA Follow-up

FYI

Sharon Gonder | Acting Deputy Office Director
Office of Enterprise Information Programs
Office of Mission Support | U.S. Environmental Protection Agency
(202) 564-5256 | gonder.sharon@epa.gov

From: Noga, Vaughn <Noga.Vaughn@EPA.GOV>
Sent: Wednesday, August 07, 2019 7:48 AM
To: Holloman, Vincia <Holloman.Vincia@epa.gov>; Gonder, Sharon <Gonder.Sharon@epa.gov>
Cc: Wells, Jeffrey <Wells.jeffrey@epa.gov>
Subject: BBWA Follow-up

All,

Ex. 5 Deliberative Process (DP)

Thank you
Vaughn

Vaughn Noga, Chief Information Officer
and Deputy Assistant Administrator for Environmental Information
Office of Mission Support
U.S. Environmental Protection Agency
1200 Pennsylvania Ave
Washington DC 20460

To: Sheppard, Tracy[Sheppard.Tracy@epa.gov]
From: Wehling, Carrie[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E3E55F11FDC7489698BE69849B301DA6-CWEHLING]
Sent: Fri 8/9/2019 12:31:15 PM (UTC)
Subject: RE: BBWA RFC Follow-up

Thanks.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Sent: Friday, August 09, 2019 8:30 AM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Hough, Palmer <Hough.Palmer@epa.gov>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: RE: BBWA RFC Follow-up

Carrie,
That makes sense to me. **Ex. 5 Attorney Client (AC)**
Ex. 5 Attorney Client (AC)

Tracy L. Sheppard, Attorney-Advisor,
US EPA, Office of General Counsel
Sheppard.Tracy@epa.gov
(202) 564-1305 office
Ex. 6 Personal Privacy (PP) mobile

CONFIDENTIAL communication for internal deliberations only; may contain deliberative, attorney-client, attorney work product, or otherwise privileged material; do not distribute outside EPA or DOJ.

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Friday, August 9, 2019 8:13 AM
To: Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Cc: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>; Hough, Palmer <Hough.Palmer@epa.gov>; Palomaki, Ashley <Palomaki.Ashley@epa.gov>
Subject: RE: BBWA RFC Follow-up

Thanks, Tracy. I made a few tweaks to address your comment. **Ex. 5 Deliberative Process (DP)**
Ex. 5 Deliberative Process (DP)

Also copying Kevin so he can see the latest draft. As well as Palmer and Ashley in case they see a need for tweaks.

I plan to send this to Matt/David later today for their review.

Thanks.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492

From: Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Sent: Friday, August 09, 2019 7:02 AM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: BBWA RFC Follow-up

Here are my comments.

Tracy L. Sheppard, Attorney-Advisor,
US EPA, Office of General Counsel
Sheppard.Tracy@epa.gov
(202) 564-1305 office
Ex. 6 Personal Privacy (PP) mobile

CONFIDENTIAL communication for internal deliberations only; may contain deliberative, attorney-client, attorney work product, or otherwise privileged material; do not distribute outside EPA or DOJ.

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
Sent: Thursday, August 8, 2019 2:14 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: RE: BBWA RFC Follow-up

Looks good to me. I made two minor edits.

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To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: FW: BBWA RFC Follow-up

Here's my quick attempt to revise the OEI draft. Any thoughts on this?

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Thursday, August 08, 2019 12:31 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: BBWA Follow-up

Yes, can you take a stab at the revisions. Thanks

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
(202) 564-8040

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Thursday, August 8, 2019 12:09 PM
To: Fotouhi, David <Fotouhi.David@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: FW: BBWA Follow-up

Ex. 5 Deliberative Process (DP)

If you agree, I can send revisions to Kevin to reflect this.

Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Sent: Thursday, August 08, 2019 11:02 AM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Gonder, Sharon <Gonder.Sharon@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: BBWA Follow-up

Hi Matt,
I have been advised to coordinate with you on this response we've developed for CEI concerning the BBWA request for correction. I would be most grateful for your input as we try to get this note out this week.
Thanks,
Kevin

Kevin J. Kirby
Enterprise Data Architect
US Environmental Protection Agency

OEI/OEIP/EQMD
202 566-1656 desk

From: Gonder, Sharon <Gonder.Sharon@epa.gov>
Sent: Wednesday, August 7, 2019 9:04 AM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Subject: FW: BBWA Follow-up

FYI

Sharon Gonder | Acting Deputy Office Director
Office of Enterprise Information Programs
Office of Mission Support | U.S. Environmental Protection Agency
(202) 564-5256 | gonder.sharon@epa.gov

From: Noga, Vaughn <Noga.Vaughn@EPA.GOV>
Sent: Wednesday, August 07, 2019 7:48 AM
To: Holloman, Vicia <Holloman.Vicia@epa.gov>; Gonder, Sharon <Gonder.Sharon@epa.gov>
Cc: Wells, Jeffrey <Wells.jeffrey@epa.gov>
Subject: BBWA Follow-up

All,

ED_002890_00163428-00003

Bristol Bay/Pebble Mine 2019 FOIAs_Production012

Ex. 5 Deliberative Process (DP)

Thank you
Vaughn

Vaughn Noga, Chief Information Officer
and Deputy Assistant Administrator for Environmental Information
Office of Mission Support
U.S. Environmental Protection Agency
1200 Pennsylvania Ave
Washington DC 20460

W22

To: Nalven, Heidi[Nalven.Heidi@epa.gov]; Sheppard, Tracy[Sheppard.Tracy@epa.gov]
From: Wehling, Carrie[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E3E55F11FDC7489698BE69849B301DA6-CWEHLING]
Sent: Thur 8/8/2019 6:27:46 PM (UTC)
Subject: RE: BBWA RFC Follow-up

Excellent. Thanks.
Tracy – any concerns with this approach?
Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Nalven, Heidi <Nalven.Heidi@epa.gov>
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To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
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Subject: FW: BBWA RFC Follow-up

Here’s my quick attempt to revise the OEI draft. Any thoughts on this?

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

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Sent: Thursday, August 08, 2019 12:31 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: BBWA Follow-up

Yes, can you take a stab at the revisions. Thanks

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
(202) 564-8040

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Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: FW: BBWA Follow-up

Ex. 5 Deliberative Process (DP)

If you agree, I can send revisions to Kevin to reflect this.

Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Sent: Thursday, August 08, 2019 11:02 AM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Gonder, Sharon <Gonder.Sharon@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: BBWA Follow-up

Hi Matt,
I have been advised to coordinate with you on this response we've developed for CEI concerning the BBWA request for correction.
I would be most grateful for your input as we try to get this note out this week.
Thanks,
Kevin

Kevin J. Kirby
Enterprise Data Architect
US Environmental Protection Agency

OEI/OEIP/EQMD
202 566-1656 desk

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Sent: Wednesday, August 7, 2019 9:04 AM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Subject: FW: BBWA Follow-up

FYI

Sharon Gonder | Acting Deputy Office Director
Office of Enterprise Information Programs
Office of Mission Support | U.S. Environmental Protection Agency
(202) 564-5256 | gonder.sharon@epa.gov

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Cc: Wells, Jeffrey <Wells.jeffrey@epa.gov>
Subject: BBWA Follow-up

All,

ED_002890_00163483-00002

Bristol Bay/Pebble Mine 2019 FOIAs_Production012

Ex. 5 Deliberative Process (DP)

Thank you
Vaughn

Vaughn Noga, Chief Information Officer
and Deputy Assistant Administrator for Environmental Information
Office of Mission Support
U.S. Environmental Protection Agency
1200 Pennsylvania Ave
Washington DC 20460

To: Goerke, Ariadne[Goerke.Ariadne@epa.gov]
From: Willey, Katharine[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B62280CA8B184930814F27E4904CD17B-WILLEY, KAT]
Sent: Mon 12/30/2019 6:33:00 PM (UTC)
Subject: RE: EPA logo in Pebble Mine publicity materials

Happy to help. Thank you for your work on this as well.

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Friday, December 27, 2019 3:54 PM
To: Willey, Katharine <willey.katharine@epa.gov>
Subject: Re: EPA logo in Pebble Mine publicity materials

Hi Katharine,
Thank you for the quick work and coordination on this effort. Have a great weekend.
Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471 (desk)
Ex. 6 Personal Privacy (PP) cell)

On Dec 27, 2019, at 3:19 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

All we are good to go on Wendy’s edited version.

Adding Abboud for his help on the OPA front. Here is the OGC FO approved version of the press response:

“As soon as the Agency became aware of the improper use of the EPA’s official seal in Pebble Limited Partnership’s advertisement, the Office of General Counsel began a review of Pebble’s materials. This review concluded that Pebble improperly used the Agency’s seal. This pattern of misuse was not confined to the EPA, it appears Pebble misused the seals and or emblems of other agencies, including the Department of Interior. On December 27, 2019, the Office of General Counsel instructed Pebble Limited Partnership to cease production, distribution and public display of the Agency Seal as it appears on the advertisement and from any other Pebble Limited Partnership materials (including Company websites) in which it appears, as soon as possible. The Agency does not condone the improper use of the EPA’s logo and has demanded that the company cease all misuse of the Agency logo.”

From: Blake, Wendy <Blake.Wendy@epa.gov>
Sent: Friday, December 27, 2019 1:26 PM
To: Willey, Katharine <willey.katharine@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Kathryn – I wanted to follow-up on a few items:

1. See my proposed edits to the draft statement below

Ex. 5 Deliberative Process (DP)
- Ex. 5 Deliberative Process (DP)
2. Do you have a name/email address of any senior official at Pebble? Per the article, DOI sent its letter to “Tom Collier, chief executive officer of the PLP.” I am trying to reach someone at DOI to see if they have an email for Mr. Collier. However, if I don’t get a response, do you have Collier’s email.

If no, we will have to send the email to the generic email listed on the Pebble website – info@pebblepartnership.com. There is a general phone number I could call, but I am not sure if they will give me Collier's email.

See edits to press release below:

3. I have also appended below the draft email and attachment to send to Pebble.

Proposed edits to press statement:

Ex. 5 Deliberative Process (DP)

REVISED email:

Ex. 5 Deliberative Process (DP)

Wendy

Wendy L. Blake
Associate General Counsel
General Law Office
Office of General Counsel
U.S. Environmental Protection Agency
phone: (202) 564-1821
fax: (202) 564-5433

From: Willey, Katharine <willey.katharine@epa.gov>

Sent: Friday, December 27, 2019 12:59 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Updated language below for press statement--

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Willey, Katharine

Sent: Thursday, December 26, 2019 10:35 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 4:19 PM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: Re: EPA logo in Pebble Mine publicity materials

Great, thank you for clarifying!

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471 (desk)

Ex. 6 Personal Privacy (PP) cell)

On Dec 26, 2019, at 4:13 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

Both the letter and the draft response to the press inquiry (which I drafted this morning).

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 3:56 PM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Katharine,
Thanks for the update, but I wasn't clear on if you are waiting FO signoff on the letter Scott drafted or something else. Thanks!
Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Willey, Katharine <willey.katharine@epa.gov>
Sent: Thursday, December 26, 2019 3:40 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

All—I have reached out to OPA and they can send a press statement when necessary. Trying to get FO signoff on something I drafted this morning. Will let you know when I have any updates on my end.

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 10:55 AM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: FW: EPA logo in Pebble Mine publicity materials

Hi Katharine,

Please see the draft email below. In light of the press story Heidi shared earlier today, Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you!

Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>

Sent: Monday, December 23, 2019 10:06 AM

To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Albright, Scott <Albright.Scott@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>;

Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Nancy and Adriane –

Following up on this.

Ex. 5 AC/DP

Thanks!

-Rob S.

Ex. 5 AC/DP

Ex. 5 AC/DP

Sincerely,

Scott Albright
U.S. EPA
Office of General Counsel
Intellectual Property Law &
Information Law practice groups
(202) 564-2884

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 5:14 PM
To: Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>;
Gentile, Laura <Gentile.Laura@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Now attached thanks ng

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Sent: Tuesday, December 17, 2019 5:04 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham,
Nancy <Grantham.Nancy@epa.gov>

Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi all –

Does anyone have a copy of the attachment referred to in the incoming?

Thanks!

-R

Robert Stachowiak
U.S. Environmental Protection Agency
Office of General Counsel (2377A)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460
(202) 564-0580

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Tuesday, December 17, 2019 4:34 PM
To: Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Adding Scott Albright and Rob Stackowiak (who is the new Assistant General Counsel for the Intellectual Law Practice Group that oversees counseling in the area) for a response.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Gentile, Laura <Gentile.Laura@epa.gov>
Sent: Tuesday, December 17, 2019 4:29 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

Laura Gentile
Senior Advisor, Office of Policy
U.S. EPA
Desk 202.564.3158
Cell Ex. 6 Personal Privacy (PP)

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 4:27 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Fwd: EPA logo in Pebble Mine publicity materials

Can ogc and op weigh in on this? Thx ng

Sent from my iPhone
Begin forwarded message:

From: "Skadowski, Suzanne" <Skadowski.Suzanne@epa.gov>
Date: December 17, 2019 at 10:15:50 AM EST
To: "Drinkard, Andrea" <Drinkard.Andrea@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Grantham, Nancy" <Grantham.Nancy@epa.gov>
Cc: "Holsman, Marianne" <Holsman.Marianne@epa.gov>, "Bert, Charles" <Bert.Charles@epa.gov>
Subject: EPA logo in Pebble Mine publicity materials

Good Morning.

Thoughts from HQ on a response to the questions below and action on Pebble's of EPA logo/seal in their materials?

It would be helpful to have an updated statement from HQ on where we're at now in the NEPA and permit review process, if the Corps is encouraging media to reach out to us.

Pebble's unpermitted use of our logo/seal violates our policy, so it would probalby make sense for the HQ Media Office to contact Pebble. While we were technically a cooperating fed agency in the NEPA review process, we did not produce the draft EIS.

Thanks –

Suzanne

Suzanne Skadowski
Public Affairs | Social Media
U.S. Environmental Protection Agency
Region 10 Pacific Northwest - Seattle
O: 206-553-2160 Ex. 6 Personal Privacy (PP) C: Ex. 6 Personal Privacy (PP)
Follow us on Twitter! @EPAnorthwest<<https://twitter.com/EPAnorthwest>>
Like us on Facebook! @eparegion10<<https://www.facebook.com/eparegion10/>>

From: Dunbar, Bill <dunbar.bill@epa.gov>
Sent: Monday, December 16, 2019 3:23 PM
To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>
Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net<<mailto:moxford@bbnc.net>>>
Sent: Monday, December 16, 2019 2:58 PM
To: Dunbar, Bill <dunbar.bill@epa.gov<<mailto:dunbar.bill@epa.gov>>>
Subject: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

Bill,

I just left you a phone message but wanted to follow up by email as well. As I mentioned, I work on the Bristol Bay Native Land Department's Pebble Watch<<http://www.pebblewatch.com/>> program, which is an impartial, educational project in place since 2010. The mission is to provide fact-based information about the proposed Pebble mine and the permitting process.

Right now I'm working on an article about the role of cooperating agencies in the process, specifically related to PLP's marketing materials (an ad and mailer), which published agency logos under the question "Who Produced the Draft EIS?" (I've attached a copy of a page from the mailer).

I know that other cooperating agencies listed have asked PLP to desist using their logos in this manner.

Has EPA responded about use of its logo in these materials? If so, I would appreciate a copy of that letter.

If not, is the EPA aware of the materials? Does it have a comment regarding characterizing EPA as a "producer" of the Draft EIS?

Additionally, in the November 2019 media advisory session held by the Corps, Sheila Newman encouraged members of the media to contact cooperating agencies directly to get their views on how the process is going.

Would the EPA provide comment on that process and whether its concerns are being fully addressed?

Thank you for your consideration. I'm happy to talk by phone as well.

Mariah Oxford
Editorial and Design Consultant
(907) 782-6600

To: Goerke, Ariadne[Goerke.Ariadne@epa.gov]
From: Grantham, Nancy[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12A3C2ED7158417FB0BB1B1B72A8CFB0-GRANTHAM, NANCY]
Sent: Thur 12/26/2019 3:35:47 PM (UTC)
Subject: RE: EPA logo in Pebble Mine publicity materials

thx

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 10:27 AM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: FW: EPA logo in Pebble Mine publicity materials

The draft letter is below. I need to find out from Rob who is reviewing the draft letter now.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Sent: Monday, December 23, 2019 10:06 AM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Nancy and Adriane –

Following up on this.

Ex. 5 AC/DP

Thanks!

-Rob S.

Ex. 5 AC/DP

Ex. 5 AC/DP

Sincerely,

Scott Albright
U.S. EPA
Office of General Counsel
Intellectual Property Law &
Information Law practice groups
(202) 564-2884

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 5:14 PM
To: Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Now attached thanks ng

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Sent: Tuesday, December 17, 2019 5:04 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi all –

Does anyone have a copy of the attachment referred to in the incoming?

Thanks!

-R

Robert Stachowiak
U.S. Environmental Protection Agency
Office of General Counsel (2377A)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460
(202) 564-0580

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Tuesday, December 17, 2019 4:34 PM
To: Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Adding Scott Albright and Rob Stackowiak (who is the new Assistant General Counsel for the Intellectual Law Practice Group that oversees counseling in the area) for a response.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Gentile, Laura <Gentile.Laura@epa.gov>
Sent: Tuesday, December 17, 2019 4:29 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

Laura Gentile
Senior Advisor, Office of Policy
U.S. EPA
Desk 202.564.3158
Cell Ex. 6 Personal Privacy (PP)

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 4:27 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Fwd: EPA logo in Pebble Mine publicity materials

Can ogc and op weigh in on this? Thx ng

Sent from my iPhone
Begin forwarded message:

From: "Skadowski, Suzanne" <Skadowski.Suzanne@epa.gov>
Date: December 17, 2019 at 10:15:50 AM EST
To: "Drinkard, Andrea" <Drinkard.Andrea@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Grantham, Nancy" <Grantham.Nancy@epa.gov>
Cc: "Holsman, Marianne" <Holsman.Marianne@epa.gov>, "Bert, Charles" <Bert.Charles@epa.gov>
Subject: EPA logo in Pebble Mine publicity materials

Good Morning.

Thoughts from HQ on a response to the questions below and action on Pebble's of EPA logo/seal in their materials?

It would be helpful to have an updated statement from HQ on where we're at now in the NEPA and permit review process, if the Corps is encouraging media to reach out to us.

Pebble's unpermitted use of our logo/seal violates our policy, so it would probalby make sense for the HQ Media Office to contact Pebble. While we were technically a cooperating fed agency in the NEPA review process, we did not

produce the draft EIS.

Thanks –

Suzanne

Suzanne Skadowski

Public Affairs | Social Media

U.S. Environmental Protection Agency

Region 10 Pacific Northwest - Seattle

O: 206-553-2160 Ex. 6 Personal Privacy (PP) C: **Ex. 6 Personal Privacy (PP)**

Follow us on Twitter! @EPAnorthwest<<https://twitter.com/EPAnorthwest>>

Like us on Facebook! @eparegion10<<https://www.facebook.com/eparegion10/>>

From: Dunbar, Bill <dunbar.bill@epa.gov>

Sent: Monday, December 16, 2019 3:23 PM

To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>

Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net<<mailto:moxford@bbnc.net>>>

Sent: Monday, December 16, 2019 2:58 PM

To: Dunbar, Bill <dunbar.bill@epa.gov<<mailto:dunbar.bill@epa.gov>>>

Subject: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

Bill,

I just left you a phone message but wanted to follow up by email as well. As I mentioned, I work on the Bristol Bay Native Land Department's Pebble Watch<<http://www.pebblewatch.com/>> program, which is an impartial, educational project in place since 2010. The mission is to provide fact-based information about the proposed Pebble mine and the permitting process.

Right now I'm working on an article about the role of cooperating agencies in the process, specifically related to PLP's marketing materials (an ad and mailer), which published agency logos under the question "Who Produced the Draft EIS?" (I've attached a copy of a page from the mailer).

I know that other cooperating agencies listed have asked PLP to desist using their logos in this manner.

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Would the EPA provide comment on that process and whether its concerns are being fully addressed?

Thank you for your consideration. I'm happy to talk by phone as well.

Mariah Oxford

Editorial and Design Consultant

(907) 782-6600

To: Willey, Katharine[willey.katharine@epa.gov]
Cc: Blake, Wendy[Blake.Wendy@epa.gov]; Youngblood, Charlotte[Youngblood.Charlotte@epa.gov]; Goerke, Ariadne[Goerke.Ariadne@epa.gov]; Wehling, Carrie[Wehling.Carrie@epa.gov]
From: Nalven, Heidi[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=0B698043B7EE461198A73177935098D4-HNALVEN]
Sent: Fri 12/27/2019 5:29:58 PM (UTC)
Subject: EPA logo in Pebble Mine publicity materials - advice requested
[PebbleMineClearPathForward-Logos.jpg](#)

Here's the information I have. See attached.

From: Skadowski, Suzanne
Sent: Tuesday, December 17, 2019 7:16 AM
To: Drinkard, Andrea <Drinkard.Andrea@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Holsman, Marianne <Holsman.Marianne@epa.gov>; Bert, Charles <Bert.Charles@epa.gov>
Subject: EPA logo in Pebble Mine publicity materials

Good Morning.

Thoughts from HQ on a response to the questions below and action on Pebble's of EPA logo/seal in their materials?

It would be helpful to have an updated statement from HQ on where we're at now in the NEPA and permit review process, if the Corps is encouraging media to reach out to us.

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Thanks –

Suzanne

Suzanne Skadowski
Public Affairs | Social Media
U.S. Environmental Protection Agency
Region 10 Pacific Northwest - Seattle
O: 206-553-2160 C: [Ex. 6 Personal Privacy \(PP\)](#)
Follow us on Twitter! [@EPAnorthwest](#)
Like us on Facebook! [@eparegion10](#)

From: Dunbar, Bill <dunbar.bill@epa.gov>
Sent: Monday, December 16, 2019 3:23 PM
To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>
Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net>
Sent: Monday, December 16, 2019 2:58 PM
To: Dunbar, Bill <dunbar.bill@epa.gov>
Subject: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

Bill,

I just left you a phone message but wanted to follow up by email as well. As I mentioned, I work on the Bristol Bay Native Land Department's [Pebble Watch](#) program, which is an impartial, educational project in place since 2010. The mission is to provide fact-based information about the proposed Pebble mine and the permitting process.

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Mariah Oxford

Editorial and Design Consultant

(907) 782-6600

To: Goerke, Ariadne[Goerke.Ariadne@epa.gov]; Youngblood, Charlotte[Youngblood.Charlotte@epa.gov]; Blake, Wendy[Blake.Wendy@epa.gov]
Cc: Schwarz, Matthew[Schwarz.Matthew@epa.gov]; Albright, Scott[Albright.Scott@epa.gov]; Stachowiak, Robert[Stachowiak.Robert@epa.gov]; Nalven, Heidi[Nalven.Heidi@epa.gov]; Wehling, Carrie[Wehling.Carrie@epa.gov]
From: Willey, Katharine[O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B62280CA8B184930814F27E4904CD17B-WILLEY, KAT]
Sent: Fri 12/27/2019 5:26:44 PM (UTC)
Subject: RE: EPA logo in Pebble Mine publicity materials

Absolutely. And I welcome any other edits or suggestions for stronger language as well. Could you send me the original advertisement?

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Friday, December 27, 2019 12:19 PM
To: Willey, Katharine <willey.katharine@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Thanks for the update Katharine.

For the press statement, Is it possible to say: **Ex. 5 Deliberative Process (DP)**

Ex. 5 Deliberative Process (DP)

Thanks.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Willey, Katharine <willey.katharine@epa.gov>
Sent: Friday, December 27, 2019 12:13 PM
To: Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Email looks good. I just had a chance to talk to ML he'd

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP) I will work on that now.

From: Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>
Sent: Friday, December 27, 2019 12:04 PM
To: Blake, Wendy <Blake.Wendy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Ariadne,

Wendy and I have coordinated and the plan is still to send the Pebble email this afternoon, but I have a quick question for you to make sure we're all on the same page (especially w/r/t coordinating with R10 and OPA). I tried calling, but missed you. Please just give me a call when you get a chance? I am on leave today, but should be online for the next hour or so, if you happen to have a chance to talk between now and 1? If not, I can sign back in again later.

Thanks!

Charlotte Youngblood
Deputy Associate General Counsel
General Law Office
Office of General Counsel
U.S. Environmental Protection Agency
(202) 564-0283
youngblood.charlotte@epa.gov

From: Blake, Wendy <Blake.Wendy@epa.gov>
Sent: Friday, December 27, 2019 8:46 AM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Ariadne –

We should be able to get it out today, but I need to circle with Charlotte on one item. I anticipate issuing the email this afternoon. I will email you and Katharine when it is sent.

Wendy

Wendy L. Blake
Associate General Counsel
General Law Office
Office of General Counsel
U.S. Environmental Protection Agency
phone: (202) 564-1821
fax: (202) 564-5433

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Friday, December 27, 2019 8:28 AM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: Re: EPA logo in Pebble Mine publicity materials

Thank you Katharine, this is great.

GLO, when is the earliest this can be sent? I realize Scott is out but it would be ideal to get it out as soon as possible.

I am out of the office next week so would ideally like this wrapped up today.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471 (desk)
Ex. 6 Personal Privacy (PP) cell)

Ex. 5 Deliberative Process (DP)

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 4:19 PM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: Re: EPA logo in Pebble Mine publicity materials

Great, thank you for clarifying!

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471 (desk)

Ex. 6 Personal Privacy (PP) {cell}

On Dec 26, 2019, at 4:13 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

Both the letter and the draft response to the press inquiry (which I drafted this morning).

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 3:56 PM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Katharine,
Thanks for the update, but I wasn't clear on if you are waiting FO signoff on the letter Scott drafted or something else. Thanks!
Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Willey, Katharine <willey.katharine@epa.gov>

Sent: Thursday, December 26, 2019 3:40 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

All—I have reached out to OPA and they can send a press statement when necessary. Trying to get FO signoff on something I drafted this morning. Will let you know when I have any updates on my end.

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 10:55 AM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: FW: EPA logo in Pebble Mine publicity materials

Hi Katharine,

Please see the draft email below. In light of the press story Heidi shared earlier today, Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you!

Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>

Sent: Monday, December 23, 2019 10:06 AM

To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Albright, Scott <Albright.Scott@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>;

Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Nancy and Adriane –

Following up on this.

Ex. 5 AC/DP

Thanks!

-Rob S.

Ex. 5 AC/DP

Sincerely,

Scott Albright
U.S. EPA
Office of General Counsel
Intellectual Property Law &
Information Law practice groups
(202) 564-2884

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To: Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>;
Gentile, Laura <Gentile.Laura@epa.gov>

Cc: Albright, Scott <Albright.Scott@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Now attached thanks ng

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To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi all –

Does anyone have a copy of the attachment referred to in the incoming?

Thanks!

-R

Robert Stachowiak
U.S. Environmental Protection Agency
Office of General Counsel (2377A)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460
(202) 564-0580

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Sent: Tuesday, December 17, 2019 4:34 PM
To: Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Adding Scott Albright and Rob Stackowiak (who is the new Assistant General Counsel for the Intellectual Law Practice Group that oversees counseling in the area) for a response.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

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Sent: Tuesday, December 17, 2019 4:29 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

Laura Gentile
Senior Advisor, Office of Policy
U.S. EPA
Desk 202.564.3158
Cell: Ex. 6 Personal Privacy (PP)

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 4:27 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Fwd: EPA logo in Pebble Mine publicity materials

Can ogc and op weigh in on this? Thx ng

Sent from my iPhone
Begin forwarded message:

From: "Skadowski, Suzanne" <Skadowski.Suzanne@epa.gov>
Date: December 17, 2019 at 10:15:50 AM EST
To: "Drinkard, Andrea" <Drinkard.Andrea@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Grantham, Nancy" <Grantham.Nancy@epa.gov>
Cc: "Holsman, Marianne" <Holsman.Marianne@epa.gov>, "Bert, Charles" <Bert.Charles@epa.gov>
Subject: EPA logo in Pebble Mine publicity materials

Good Morning.

Thoughts from HQ on a response to the questions below and action on Pebble's of EPA logo/seal in their materials?

It would be helpful to have an updated statement from HQ on where we're at now in the NEPA and permit review process, if the Corps is encouraging media to reach out to us.

Pebble's unpermitted use of our logo/seal violates our policy, so it would probalby make sense for the HQ Media Office to contact Pebble. While we were technically a cooperating fed agency in the NEPA review process, we did not produce the draft EIS.

Thanks –

Suzanne

Suzanne Skadowski
Public Affairs | Social Media
U.S. Environmental Protection Agency
Region 10 Pacific Northwest - Seattle
O: 206-553-2160 Ex. 6 Personal Privacy (PP) C Ex. 6 Personal Privacy (PP)
Follow us on Twitter! @EPAnorthwest<<https://twitter.com/EPAnorthwest>>
Like us on Facebook! @eparegion10<<https://www.facebook.com/eparegion10/>>

From: Dunbar, Bill <dunbar.bill@epa.gov>
Sent: Monday, December 16, 2019 3:23 PM
To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>
Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net<<mailto:moxford@bbnc.net>>>
Sent: Monday, December 16, 2019 2:58 PM
To: Dunbar, Bill <dunbar.bill@epa.gov<<mailto:dunbar.bill@epa.gov>>>
Subject: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

Bill,

I just left you a phone message but wanted to follow up by email as well. As I mentioned, I work on the Bristol Bay Native Land Department's Pebble Watch<<http://www.pebblewatch.com/>> program, which is an impartial, educational project in place since 2010. The mission is to provide fact-based information about the proposed Pebble mine and the permitting process.

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I know that other cooperating agencies listed have asked PLP to desist using their logos in this manner.

Has EPA responded about use of its logo in these materials? If so, I would appreciate a copy of that letter.

If not, is the EPA aware of the materials? Does it have a comment regarding characterizing EPA as a "producer" of the Draft EIS?

Additionally, in the November 2019 media advisory session held by the Corps, Sheila Newman encouraged members of the media to contact cooperating agencies directly to get their views on how the process is going.

Would the EPA provide comment on that process and whether its concerns are being fully addressed?

Thank you for your consideration. I'm happy to talk by phone as well.

Mariah Oxford
Editorial and Design Consultant
(907) 782-6600

To: Stachowiak, Robert[Stachowiak.Robert@epa.gov]; Goerke, Ariadne[Goerke.Ariadne@epa.gov]; Gentile, Laura[Gentile.Laura@epa.gov]
Cc: Albright, Scott[Albright.Scott@epa.gov]
From: Grantham, Nancy[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=12A3C2ED7158417FB0BB1B1B72A8CFB0-GRANTHAM, NANCY]
Sent: Tue 12/17/2019 10:06:14 PM (UTC)
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Will send now

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To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi all –

Does anyone have a copy of the attachment referred to in the incoming?

Thanks!

-R

Robert Stachowiak
U.S. Environmental Protection Agency
Office of General Counsel (2377A)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460
(202) 564-0580

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
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Cc: Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Adding Scott Albright and Rob Stackowiak (who is the new Assistant General Counsel for the Intellectual Law Practice Group that oversees counseling in the area) for a response.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
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Ex. 5 Deliberative Process (DP)

Laura Gentile
Senior Advisor, Office of Policy
U.S. EPA
Desk 202.564.3158
Cell: Ex. 6 Personal Privacy (PP)

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Thanks –

Suzanne

Suzanne Skadowski

Public Affairs | Social Media

U.S. Environmental Protection Agency

Region 10 Pacific Northwest - Seattle

O: 206-553-2160 Ex. 6 Personal Privacy (PP) C:

Ex. 6 Personal Privacy (PP)

Follow us on Twitter! @EPAnorthwest<<https://twitter.com/EPAnorthwest>>

Like us on Facebook! @eparegion10<<https://www.facebook.com/eparegion10/>>

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Sent: Monday, December 16, 2019 3:23 PM

To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>

Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net<<mailto:moxford@bbnc.net>>>

Sent: Monday, December 16, 2019 2:58 PM

To: Dunbar, Bill <dunbar.bill@epa.gov<<mailto:dunbar.bill@epa.gov>>>

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Mariah Oxford
Editorial and Design Consultant
(907) 782-6600

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Sent: Tue 12/17/2019 9:26:57 PM (UTC)
Subject: Fwd: EPA logo in Pebble Mine publicity materials

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Mariah Oxford
Editorial and Design Consultant
(907) 782-6600

To: Fotouhi, David[Fotouhi.David@epa.gov]
From: Willey, Katharine[O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B62280CA8B184930814F27E4904CD17B-WILLEY, KAT]
Sent: Fri 12/27/2019 8:20:08 PM (UTC)
Subject: RE: EPA logo in Pebble Mine publicity materials

Thank you. Wendy and I were able to track down an email address for Collier. We will send shortly.

From: Fotouhi, David <Fotouhi.David@epa.gov>
Sent: Friday, December 27, 2019 3:17 PM
To: Willey, Katharine <willey.katharine@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Looks fine to me.

The only contact email address I have for PLP is Peter Robertson, Senior Vice President for Corporate Affairs:
peterrobertson@pebblepartnership.com

David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Willey, Katharine <willey.katharine@epa.gov>
Sent: Friday, December 27, 2019 1:29 PM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>
Subject: FW: EPA logo in Pebble Mine publicity materials

See below my updated draft language with Wendy’s edits. I will assist her in trying to reach out to DOI and find the appropriate contact for the email.

From: Blake, Wendy <Blake.Wendy@epa.gov>
Sent: Friday, December 27, 2019 1:26 PM
To: Willey, Katharine <willey.katharine@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Kathryn – I wanted to follow-up on a few items:

1. See my proposed edits to the draft statement below.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

2. Do you have a name/email address of any senior official at Pebble? Per the article, DOI sent its letter to “Tom Collier, chief executive officer of the PLP.” I am trying to reach someone at DOI to see if they have an email for Mr. Collier. However, if I don’t get a response, do you have Collier’s email. If no, we will have to send the email to the generic email listed on the Pebble website – info@pebblepartnership.com. There is a general phone number I could call, but I am not sure if they will give me Collier’s email.

See edits to press release below:

3. I have also appended below the draft email and attachment to send to Pebble.

Ex. 5 Deliberative Process (DP)

REVISED email:

Ex. 5 Deliberative Process (DP)

Wendy

Wendy L. Blake
Associate General Counsel
General Law Office
Office of General Counsel
U.S. Environmental Protection Agency
phone: (202) 564-1821
fax: (202) 564-5433

From: Willey, Katharine <willey.katharine@epa.gov>

Sent: Friday, December 27, 2019 12:59 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Updated language below for press statement:

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Willey, Katharine

Sent: Thursday, December 26, 2019 10:35 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 4:19 PM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: Re: EPA logo in Pebble Mine publicity materials

Great, thank you for clarifying!

ED_002890C_00019529-00003

Bristol Bay/Pebble Mine 2019 FOIAs_Production012

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471 (desk)
Ex. 6 Personal Privacy (PP) (cell)

On Dec 26, 2019, at 4:13 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

Both the letter and the draft response to the press inquiry (which I drafted this morning).

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 3:56 PM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Katharine,
Thanks for the update, but I wasn't clear on if you are waiting FO signoff on the letter Scott drafted or something else.
Thanks!
Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Willey, Katharine <willey.katharine@epa.gov>
Sent: Thursday, December 26, 2019 3:40 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

All—I have reached out to OPA and they can send a press statement when necessary. Trying to get FO signoff on something I drafted this morning. Will let you know when I have any updates on my end.

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 10:55 AM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
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Hi Katharine,
Please see the draft email below. In light of the press story Heidi shared earlier today,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you!

Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>

Sent: Monday, December 23, 2019 10:06 AM

To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Albright, Scott <Albright.Scott@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Nancy and Adriane –

Following up on this.

Ex. 5 AC/DP

Thanks!

-Rob S.

Ex. 5 AC/DP

Ex. 5 AC/DP

Sincerely,

Scott Albright
U.S. EPA
Office of General Counsel
Intellectual Property Law &
Information Law practice groups
(202) 564-2884

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 5:14 PM
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Washington, D.C. 20460
(202) 564-0580

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Ex. 5 Deliberative Process (DP)

Laura Gentile
Senior Advisor, Office of Policy
U.S. EPA
Desk 202.564.3158
Cell Ex. 6 Personal Privacy (PP)

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Follow us on Twitter! @EPAnorthwest<<https://twitter.com/EPAnorthwest>>

Like us on Facebook! @eparegion10<<https://www.facebook.com/eparegion10/>>

From: Dunbar, Bill <dunbar.bill@epa.gov>

Sent: Monday, December 16, 2019 3:23 PM

To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>

Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net<<mailto:moxford@bbnc.net>>>

Sent: Monday, December 16, 2019 2:58 PM

To: Dunbar, Bill <dunbar.bill@epa.gov<<mailto:dunbar.bill@epa.gov>>>

Subject: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

Bill,

I just left you a phone message but wanted to follow up by email as well. As I mentioned, I work on the Bristol Bay Native Land Department's Pebble Watch<<http://www.pebblewatch.com/>> program, which is an impartial, educational project in place since 2010. The mission is to provide fact-based information about the proposed Pebble mine and the permitting process.

Right now I'm working on an article about the role of cooperating agencies in the process, specifically related to PLP's marketing materials (an ad and mailer), which published agency logos under the question "Who Produced the Draft EIS?" (I've attached a copy of a page from the mailer).

I know that other cooperating agencies listed have asked PLP to desist using their logos in this manner.

Has EPA responded about use of its logo in these materials? If so, I would appreciate a copy of that letter.

If not, is the EPA aware of the materials? Does it have a comment regarding characterizing EPA as a "producer" of the Draft EIS?

Additionally, in the November 2019 media advisory session held by the Corps, Sheila Newman encouraged members of the media to contact cooperating agencies directly to get their views on how the process is going.

Would the EPA provide comment on that process and whether its concerns are being fully addressed?

Thank you for your consideration. I'm happy to talk by phone as well.

Mariah Oxford
Editorial and Design Consultant
(907) 782-6600

To: Willey, Katharine[willey.katharine@epa.gov]
Cc: Fotouhi, David[Fotouhi.David@epa.gov]
From: Leopold, Matt (OGC)[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4E5CDF09A3924DADA6D322C6794CC4FA-LEOPOLD, MA]
Sent: Fri 12/27/2019 8:11:45 PM (UTC)
Subject: Re: EPA logo in Pebble Mine publicity materials

This is fine. Thank you.

Sent from my iPhone

On Dec 27, 2019, at 1:28 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

See below my updated draft language with Wendy’s edits. I will assist her in trying to reach out to DOI and find the appropriate contact for the email.

From: Blake, Wendy <Blake.Wendy@epa.gov>
Sent: Friday, December 27, 2019 1:26 PM
To: Willey, Katharine <willey.katharine@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Kathryn – I wanted to follow-up on a few items:

1. See my proposed edits to the draft statement below.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

2. Do you have a name/email address of any senior official at Pebble? Per the article, DOI sent its letter to “Tom Collier, chief executive officer of the PLP.” I am trying to reach someone at DOI to see if they have an email for Mr. Collier. However, if I don’t get a response, do you have Collier’s email. If no, we will have to send the email to the generic email listed on the Pebble website – info@pebblepartnership.com. There is a general phone number I could call, but I am not sure if they will give me Collier’s email.

See edits to press release below:

3. I have also appended below the draft email and attachment to send to Pebble.

Proposed edits to press statement:

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Wendy

Wendy L. Blake
Associate General Counsel
General Law Office
Office of General Counsel
U.S. Environmental Protection Agency
phone: (202) 564-1821
fax: (202) 564-5433

From: Willey, Katharine <willey.katharine@epa.gov>

Sent: Friday, December 27, 2019 12:59 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Updated language below for press statement--

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Willey, Katharine

Sent: Thursday, December 26, 2019 10:35 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 4:19 PM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: Re: EPA logo in Pebble Mine publicity materials

Great, thank you for clarifying!

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471 (desk)
Ex. 6 Personal Privacy (PP) (cell)

On Dec 26, 2019, at 4:13 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

Both the letter and the draft response to the press inquiry (which I drafted this morning).

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 3:56 PM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Katharine,
Thanks for the update, but I wasn't clear on if you are waiting FO signoff on the letter Scott drafted or something else. Thanks!
Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Willey, Katharine <willey.katharine@epa.gov>
Sent: Thursday, December 26, 2019 3:40 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

All—I have reached out to OPA and they can send a press statement when necessary. Trying to get FO signoff on something I drafted this morning. Will let you know when I have any updates on my end.

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 10:55 AM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: EPA logo in Pebble Mine publicity materials

Hi Katharine,
Please see the draft email below. In light of the press story Heidi shared earlier today,

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you!

Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>

Sent: Monday, December 23, 2019 10:06 AM

To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Albright, Scott <Albright.Scott@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>;
Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Nancy and Adriane –

Following up on this.

Ex. 5 AC/DP

Thanks!

-Rob S.

Ex. 5 AC/DP

Ex. 5 AC/DP

Sincerely,

Scott Albright
U.S. EPA
Office of General Counsel
Intellectual Property Law &
Information Law practice groups
(202) 564-2884

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 5:14 PM
To: Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Now attached thanks ng

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Sent: Tuesday, December 17, 2019 5:04 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi all –

Does anyone have a copy of the attachment referred to in the incoming?

Thanks!

-R

Robert Stachowiak
U.S. Environmental Protection Agency
Office of General Counsel (2377A)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460
(202) 564-0580

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Tuesday, December 17, 2019 4:34 PM
To: Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Adding Scott Albright and Rob Stackowiak (who is the new Assistant General Counsel for the Intellectual

Law Practice Group that oversees counseling in the area) for a response.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Gentile, Laura <Gentile.Laura@epa.gov>
Sent: Tuesday, December 17, 2019 4:29 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

Laura Gentile
Senior Advisor, Office of Policy
U.S. EPA
Desk 202.564.3158
Cell: Ex. 6 Personal Privacy (PP)

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 4:27 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Fwd: EPA logo in Pebble Mine publicity materials

Can ogc and op weigh in on this? Thx ng

Sent from my iPhone
Begin forwarded message:

From: "Skadowski, Suzanne" <Skadowski.Suzanne@epa.gov>
Date: December 17, 2019 at 10:15:50 AM EST
To: "Drinkard, Andrea" <Drinkard.Andrea@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Grantham, Nancy" <Grantham.Nancy@epa.gov>
Cc: "Holsman, Marianne" <Holsman.Marianne@epa.gov>, "Bert, Charles" <Bert.Charles@epa.gov>
Subject: EPA logo in Pebble Mine publicity materials

Good Morning.

Thoughts from HQ on a response to the questions below and action on Pebble's of EPA logo/seal in their materials?

It would be helpful to have an updated statement from HQ on where we're at now in the NEPA and permit review process, if the Corps is encouraging media to reach out to us.

Pebble's unpermitted use of our logo/seal violates our policy, so it would probalby make sense for the HQ Media Office to contact Pebble. While we were technically a cooperating fed agency in the NEPA review process, we did not produce the draft EIS.

Thanks –

Suzanne

Suzanne Skadowski
Public Affairs | Social Media
U.S. Environmental Protection Agency
Region 10 Pacific Northwest - Seattle
O: 206-553-2160 Ex. 6 Personal Privacy (PP) C: **Ex. 6 Personal Privacy (PP)**
Follow us on Twitter! @EPAnorthwest<<https://twitter.com/EPAnorthwest>>
Like us on Facebook! @eparegion10<<https://www.facebook.com/eparegion10/>>

From: Dunbar, Bill <dunbar.bill@epa.gov>
Sent: Monday, December 16, 2019 3:23 PM
To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>
Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net<<mailto:moxford@bbnc.net>>>
Sent: Monday, December 16, 2019 2:58 PM
To: Dunbar, Bill <dunbar.bill@epa.gov<<mailto:dunbar.bill@epa.gov>>>
Subject: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

Bill,

I just left you a phone message but wanted to follow up by email as well. As I mentioned, I work on the Bristol Bay Native Land Department's Pebble Watch<<http://www.pebblewatch.com/>> program, which is an impartial, educational project in place since 2010. The mission is to provide fact-based information about the proposed Pebble mine and the permitting process.

Right now I'm working on an article about the role of cooperating agencies in the process, specifically related to PLP's marketing materials (an ad and mailer), which published agency logos under the question "Who Produced the Draft EIS?" (I've attached a copy of a page from the mailer).

I know that other cooperating agencies listed have asked PLP to desist using their logos in this manner.

Has EPA responded about use of its logo in these materials? If so, I would appreciate a copy of that letter.

If not, is the EPA aware of the materials? Does it have a comment regarding characterizing EPA as a "producer" of the Draft EIS?

Additionally, in the November 2019 media advisory session held by the Corps, Sheila Newman encouraged members of the media to contact cooperating agencies directly to get their views on how the process is going.

Would the EPA provide comment on that process and whether its concerns are being fully addressed?

Thank you for your consideration. I'm happy to talk by phone as well.

Mariah Oxford
Editorial and Design Consultant
(907) 782-6600

<PebbleMineClearPathForward-Logos.jpg>

Appointment

From: Leopold, Matt (OGC) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4E5CDF09A3924DADA6D322C6794CC4FA-LEOPOLD, MA]
Sent: 8/3/2020 5:13:26 PM
To: Hladick, Christopher [hladick.christopher@epa.gov]
Subject: Declined: R10 Pebble Project Senior Leader NEPA FEIS Briefing
Location: Microsoft Teams Meeting
Start: 8/13/2020 6:00:00 PM
End: 8/13/2020 7:00:00 PM
Show Time As: Busy

Appointment

From: Leopold, Matt (OGC) [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=4E5CDF09A3924DADA6D322C6794CC4FA-LEOPOLD, MA]
Sent: 7/13/2020 4:42:57 PM
To: Hladick, Christopher [hladick.christopher@epa.gov]
Subject: Declined: R10 Pebble Project Senior Leader NEPA FEIS Briefing
Location: Microsoft Teams Meeting
Start: 8/13/2020 5:00:00 PM
End: 8/13/2020 6:00:00 PM
Recurrence: (none)

Appointment

From: Leopold, Matt (OGC) [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=4e5cdf09a3924dada6d322c6794cc4fa-Leopold, Ma]
Sent: 8/3/2020 5:13:26 PM
To: Hladick, Christopher [hladick.christopher@epa.gov]
Subject: Declined: R10 Pebble Project Senior Leader NEPA FEIS Briefing
Location: Microsoft Teams Meeting
Start: 8/13/2020 6:00:00 PM
End: 8/13/2020 7:00:00 PM
Show Time As: Busy

To: Prabhu, Aditi[Prabhu.Aditi@epa.gov]; Sheppard, Tracy[Sheppard.Tracy@epa.gov]
From: Wehling, Carrie[/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=E3E55F11FDC7489698BE69849B301DA6-CWEHLING]
Sent: Mon 4/27/2020 7:02:50 PM (UTC)
Subject: RE: BBWA RFC Follow-up

OK, will do. thanks.

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Prabhu, Aditi <Prabhu.Aditi@epa.gov>
Sent: Monday, April 27, 2020 2:49 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: RE: BBWA RFC Follow-up

Carrie, I checked with Andy and

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Aditi Prabhu
Acting Assistant General Counsel
Regulatory Issues Practice Group
Office of General Counsel
U.S. Environmental Protection Agency
(202)564-2473

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Monday, April 27, 2020 9:34 AM
To: Sheppard, Tracy <Sheppard.Tracy@epa.gov>; Prabhu, Aditi <Prabhu.Aditi@epa.gov>
Subject: FW: BBWA RFC Follow-up

Email chain documenting

Ex. 5 Deliberative Process (DP)

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Wehling, Carrie
Sent: Thursday, August 08, 2019 2:02 PM
To: Nalven, Heidi <Nalven.Heidi@epa.gov>; Sheppard, Tracy <Sheppard.Tracy@epa.gov>
Subject: FW: BBWA RFC Follow-up

Here’s my quick attempt to revise the OEI draft. Any thoughts on this?

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency

Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Sent: Thursday, August 08, 2019 12:31 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: BBWA Follow-up

Yes, can you take a stab at the revisions. Thanks

Matthew Z. Leopold
General Counsel
U.S. Environmental Protection Agency
(202) 564-8040

From: Wehling, Carrie <Wehling.Carrie@epa.gov>
Sent: Thursday, August 8, 2019 12:09 PM
To: Fotouhi, David <Fotouhi.David@epa.gov>; Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: FW: BBWA Follow-up

Ex. 5 Deliberative Process (DP)

If you agree, I can send revisions to Kevin to reflect this.
Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Sent: Thursday, August 08, 2019 11:02 AM
To: Leopold, Matt (OGC) <Leopold.Matt@epa.gov>
Cc: Gonder, Sharon <Gonder.Sharon@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: BBWA Follow-up

Hi Matt,
I have been advised to coordinate with you on this response we've developed for CEI concerning the BBWA request for correction.
I would be most grateful for your input as we try to get this note out this week.
Thanks,
Kevin

Kevin J. Kirby
Enterprise Data Architect
US Environmental Protection Agency

OEI/OEIP/EQMD
202 566-1656 desk

ED_002890C_00076931-00002

Bristol Bay/Pebble Mine 2019 FOIAs_Production012

From: Gonder, Sharon <Gonder.Sharon@epa.gov>
Sent: Wednesday, August 7, 2019 9:04 AM
To: Kirby, Kevin <KIRBY.KEVIN@EPA.GOV>
Subject: FW: BBWA Follow-up

FYI

Sharon Gonder | Acting Deputy Office Director
Office of Enterprise Information Programs
Office of Mission Support | U.S. Environmental Protection Agency
(202) 564-5256 | gonder.sharon@epa.gov

From: Noga, Vaughn <Noga.Vaughn@EPA.GOV>
Sent: Wednesday, August 07, 2019 7:48 AM
To: Holloman, Vicia <Holloman.Vicia@epa.gov>; Gonder, Sharon <Gonder.Sharon@epa.gov>
Cc: Wells, Jeffrey <Wells.jeffrey@epa.gov>
Subject: BBWA Follow-up

All,

Ex. 5 Deliberative Process (DP)

Thank you
Vaughn

Vaughn Noga, Chief Information Officer
and Deputy Assistant Administrator for Environmental Information
Office of Mission Support
U.S. Environmental Protection Agency
1200 Pennsylvania Ave
Washington DC 20460

To: Brazauskas, Joseph[brazauskas.joseph@epa.gov]; Voyles, Travis[Voyles.Travis@epa.gov]
From: Willey, Katharine[O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=B62280CA8B184930814F27E4904CD17B-WILLEY, KAT]
Sent: Sat 12/28/2019 12:06:06 AM (UTC)
Subject: FW: EPA logo in Pebble Mine publicity materials

From: Abboud, Michael <abboud.michael@epa.gov>
Sent: Friday, December 27, 2019 3:27 PM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Blake, Wendy <Blake.Wendy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: Re: EPA logo in Pebble Mine publicity materials

Will get this to reporters who ask.

Sent from my iPhone

On Dec 27, 2019, at 2:19 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

All we are good to go on Wendy’s edited version.

Adding Abboud for his help on the OPA front. Here is the OGC FO approved version of the press response:

“As soon as the Agency became aware of the improper use of the EPA’s official seal in Pebble Limited Partnership’s advertisement, the Office of General Counsel began a review of Pebble’s materials. This review concluded that Pebble improperly used the Agency’s seal. This pattern of misuse was not confined to the EPA, it appears Pebble misused the seals and or emblems of other agencies, including the Department of Interior. On December 27, 2019, the Office of General Counsel instructed Pebble Limited Partnership to cease production, distribution and public display of the Agency Seal as it appears on the advertisement and from any other Pebble Limited Partnership materials (including Company websites) in which it appears, as soon as possible. The Agency does not condone the improper use of the EPA’s logo and has demanded that the company cease all misuse of the Agency logo.”

From: Blake, Wendy <Blake.Wendy@epa.gov>
Sent: Friday, December 27, 2019 1:26 PM
To: Willey, Katharine <willey.katharine@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Kathryn – I wanted to follow-up on a few items:

1. See my proposed edits to the draft statement below.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

2. Do you have a name/email address of any senior official at Pebble? Per the article, DOI sent its letter to “Tom Collier, chief executive officer of the PLP.” I am trying to reach someone at DOI to see if they have an email for Mr. Collier. However, if I don’t get a response, do you have Collier’s email. If no, we will have to send the email to the generic email listed on the Pebble website – info@pebblepartnership.com. There is a general phone number I could call, but I am not sure if they will give me Collier’s email.

See edits to press release below:

3. I have also appended below the draft email and attachment to send to Pebble.

Proposed edits to press statement:

Ex. 5 Deliberative Process (DP)

REVISED email:

Ex. 5 Deliberative Process (DP)

Wendy

Wendy L. Blake
Associate General Counsel
General Law Office

Office of General Counsel
U.S. Environmental Protection Agency
phone: (202) 564-1821
fax: (202) 564-5433

From: Willey, Katharine <willey.katharine@epa.gov>

Sent: Friday, December 27, 2019 12:59 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Updated language below for press statement--

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Willey, Katharine

Sent: Thursday, December 26, 2019 10:35 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 4:19 PM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: Re: EPA logo in Pebble Mine publicity materials

Great, thank you for clarifying!

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471 (desk)

Ex. 6 Personal Privacy (PP) (cell)

On Dec 26, 2019, at 4:13 PM, Willey, Katharine <willey.katharine@epa.gov> wrote:

Both the letter and the draft response to the press inquiry (which I drafted this morning).

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Sent: Thursday, December 26, 2019 3:56 PM

To: Willey, Katharine <willey.katharine@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Katharine,

Thanks for the update, but I wasn't clear on if you are waiting FO signoff on the letter Scott drafted or something else. Thanks!

Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Willey, Katharine <willey.katharine@epa.gov>

Sent: Thursday, December 26, 2019 3:40 PM

To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>

Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>

Subject: RE: EPA logo in Pebble Mine publicity materials

All—I have reached out to OPA and they can send a press statement when necessary. Trying to get FO

signoff on something I drafted this morning. Will let you know when I have any updates on my end.

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Thursday, December 26, 2019 10:55 AM
To: Willey, Katharine <willey.katharine@epa.gov>
Cc: Schwarz, Matthew <Schwarz.Matthew@epa.gov>; Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Blake, Wendy <Blake.Wendy@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: FW: EPA logo in Pebble Mine publicity materials

Hi Katharine,

Please see the draft email below. In light of the press story Heidi shared earlier today, Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Thank you!

Ariadne

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Sent: Monday, December 23, 2019 10:06 AM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>; Youngblood, Charlotte <Youngblood.Charlotte@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Nalven, Heidi <Nalven.Heidi@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi Nancy and Adriane –

Following up on this.

Ex. 5 AC/DP

Thanks!

-Rob S.

Ex. 5 AC/DP

Ex. 5 AC/DP

Sincerely,

Scott Albright
U.S. EPA
Office of General Counsel
Intellectual Property Law &
Information Law practice groups
(202) 564-2884

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 5:14 PM
To: Stachowiak, Robert <Stachowiak.Robert@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>;
Gentile, Laura <Gentile.Laura@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Now attached thanks ng

From: Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Sent: Tuesday, December 17, 2019 5:04 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham,
Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Hi all –

Does anyone have a copy of the attachment referred to in the incoming?

Thanks!

-R

Robert Stachowiak
U.S. Environmental Protection Agency
Office of General Counsel (2377A)
1200 Pennsylvania Ave., N.W.
Washington, D.C. 20460
(202) 564-0580

From: Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Sent: Tuesday, December 17, 2019 4:34 PM
To: Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Cc: Albright, Scott <Albright.Scott@epa.gov>; Stachowiak, Robert <Stachowiak.Robert@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Adding Scott Albright and Rob Stackowiak (who is the new Assistant General Counsel for the Intellectual Law Practice Group that oversees counseling in the area) for a response.

Ariadne Goerke
Acting Associate Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
202-564-5471

From: Gentile, Laura <Gentile.Laura@epa.gov>
Sent: Tuesday, December 17, 2019 4:29 PM
To: Grantham, Nancy <Grantham.Nancy@epa.gov>; Goerke, Ariadne <Goerke.Ariadne@epa.gov>
Subject: RE: EPA logo in Pebble Mine publicity materials

Ex. 5 Deliberative Process (DP)

Laura Gentile
Senior Advisor, Office of Policy
U.S. EPA
Desk 202.564.3158
Cell: Ex. 6 Personal Privacy (PP)

From: Grantham, Nancy <Grantham.Nancy@epa.gov>
Sent: Tuesday, December 17, 2019 4:27 PM
To: Goerke, Ariadne <Goerke.Ariadne@epa.gov>; Gentile, Laura <Gentile.Laura@epa.gov>; Grantham, Nancy <Grantham.Nancy@epa.gov>
Subject: Fwd: EPA logo in Pebble Mine publicity materials

Can ogc and op weigh in on this? Thx ng

Sent from my iPhone
Begin forwarded message:

From: "Skadowski, Suzanne" <Skadowski.Suzanne@epa.gov>
Date: December 17, 2019 at 10:15:50 AM EST
To: "Drinkard, Andrea" <Drinkard.Andrea@epa.gov>, "Dennis, Allison" <Dennis.Allison@epa.gov>, "Grantham, Nancy" <Grantham.Nancy@epa.gov>

Cc: "Holsman, Marianne" <Holsman.Marianne@epa.gov>, "Bert, Charles"

<Bert.Charles@epa.gov>

Subject: EPA logo in Pebble Mine publicity materials

Good Morning.

Thoughts from HQ on a response to the questions below and action on Pebble's of EPA logo/seal in their materials?

It would be helpful to have an updated statement from HQ on where we're at now in the NEPA and permit review process, if the Corps is encouraging media to reach out to us.

Pebble's unpermitted use of our logo/seal violates our policy, so it would probalby make sense for the HQ Media Office to contact Pebble. While we were technically a cooperating fed agency in the NEPA review process, we did not produce the draft EIS.

Thanks –

Suzanne

Suzanne Skadowski

Public Affairs | Social Media

U.S. Environmental Protection Agency

Region 10 Pacific Northwest - Seattle

O: 206-553-2166 Ex. 6 Personal Privacy (PP) C: Ex. 6 Personal Privacy (PP)

Follow us on Twitter! @EPAnorthwest<<https://twitter.com/EPAnorthwest>>

Like us on Facebook! @eparegion10<<https://www.facebook.com/eparegion10/>>

From: Dunbar, Bill <dunbar.bill@epa.gov>

Sent: Monday, December 16, 2019 3:23 PM

To: Skadowski, Suzanne <Skadowski.Suzanne@epa.gov>

Subject: FW: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

From: Mariah Oxford <moxford@bbnc.net<<mailto:moxford@bbnc.net>>>

Sent: Monday, December 16, 2019 2:58 PM

To: Dunbar, Bill <dunbar.bill@epa.gov<<mailto:dunbar.bill@epa.gov>>>

Subject: Cooperating agency logos in Pebble Limited Partnership materials; technical meetings

Bill,

I just left you a phone message but wanted to follow up by email as well. As I mentioned, I work on the Bristol Bay Native Land Department's Pebble

Watch<<http://www.pebblewatch.com/>> program, which is an impartial, educational project in place since 2010. The mission is to provide fact-based information about the proposed Pebble mine and the permitting process.

Right now I'm working on an article about the role of cooperating agencies in the process, specifically related to PLP's marketing materials (an ad and mailer), which published agency logos under the question "Who Produced the Draft EIS?" (I've attached a copy of a page from the mailer).

I know that other cooperating agencies listed have asked PLP to desist using their logos in this manner.

Has EPA responded about use of its logo in these materials? If so, I would appreciate a copy

of that letter.

If not, is the EPA aware of the materials? Does it have a comment regarding characterizing EPA as a "producer" of the Draft EIS?

Additionally, in the November 2019 media advisory session held by the Corps, Sheila Newman encouraged members of the media to contact cooperating agencies directly to get their views on how the process is going.

Would the EPA provide comment on that process and whether its concerns are being fully addressed?

Thank you for your consideration. I'm happy to talk by phone as well.

Mariah Oxford
Editorial and Design Consultant
(907) 782-6600